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CITY OF BOSTON—PRINTING SECTION

No. 174 NORTH STREET,

BOSTON 13, MASS.

February 10, 1953

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 10.30 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

Voted to dispense with reading of minutes of previous meeting.

Special Drafts

Voted to approve payment of the following special drafts:

F. C. Dolan & Sons - 1st pmt. - Staking and Roping off Baseball and Football Fields	$ 4,224.50
Fred Ralston & Co. - 2nd & final pmt. - Loaming, Seeding and Tree Pits at John H. L. Noyes Playground	1,407.20
P. J. Riley & Co. - 2nd & final pmt. - Furnishing and Installing Hot Water Tank at L Street Bath House	552.75
Eugene R. Eisenberg, Inc. - 4th pmt. - Constructing a Sanitary and Locker Building at Wm. J. Barry Playground	8,567.86
F. C. Dolan & Sons, Inc. - Repairing and Painting Park Benches on Boston Common	4,668.35
Superior Tree Service, Inc. - 4th & final pmt. - Trimming of Trees in all sections of the City	1,489.73
William W. Drummey - 7th pmt. - Architectural Services for the Preparation of Plans and Specifications for proposed new field house and locker building at the William J. Barry Playground, Charlestown	112.75
Eugene R. Eisenberg, Inc. - 5th pmt. - Constructing a Sanitary and Locker Building at Wm. J. Barry Playground, Charlestown,	8,673.21
Blueview Nurseries - 2nd & final pmt. - Furnishing and Planting Trees at John H. L. Noyes Playground	292.50
F. C. Dolan & Sons, Inc. - 2nd & final pmt. - Construction of Play Areas at Bradford Street and at Wilkes Street, Boston..	1,303.49
D. F. Frangioso & Co. - 2nd & final pmt. - Development of Burial Areas in Mount Hope Cemetery, West Roxbury	1,435.80
Albany Equipment Co. - Furnishing steam to Dover Street Laundry and Bath House, Dec. 15, 1952 to January 14, 1953 incl.....	2,800.00
Eastern Tree and Landscape Corp. - 5th and final pmt. - Trimming of Trees in Boston	1,489.76
Lashua Portable Lighting Inc. - Second and final payment - Furnishing and Operating Floodlight Equipment on a Rental Basis	810.00
F. C. Dolan & Sons - Second and final payment - Staking and Roping off Baseball and Football Fields under the control of the Boston Park Department	745.50
Arthur J. O'Keefe, Secy. - Expenses paid to Park and Cemetery Division Employees . . . . . Park Div.....	419.78
Cem. Div.....	49.36

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Parkman Fund

Voted, to approve a request on His Honor the Mayor for transfer of the sum of $15,593.82 from the income of the George F. Parkman Fund to the appropriation, "Common and Parks in Existence on January 12, 1887, Maintenance and Improvement of", to be expended under direction of the Board of Park Commissioners.

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Building Permits

Voted, to approve the following building permits referred to the Park Department by the Building Department:

15 Commonwealth Avenue - Change occupancy, and interior alterations.
19 " " - Erect brick building for use as one-car garage, reconstruct west wall.

Building Permits (Cont.)

347	Commonwealth Avenue	-	Change of occupancy.
1202	" "	-	Change occupancy from lodging house to six apartments and lodging house.
1540	" "	-	Change occupancy from three families to six families. Interior alterations.
1867	" "	-	Change occupancy from four families to four families and doctor's office.

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Apartment House--Arlington Street and Comm. Ave.

The Chairman acquainted the Board with details of the proposed erection of an apartment house at Arlington Street and Commonwealth Avenue, to be known as the "Arlington House". After discussion of the matter, Commissioners Haffenreffer and Lee voted to grant authority to the Chairman to sign whatever papers are required from the Park Department approving the erection of a building at this location. The cost of the building will be approximately $1,500,000.

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Contracts

Approval of additions to contract of Martin J. Kelley Co., Inc., for "Constructing a Sanitary and Locker Building at the William Gary Walsh Playground, Dorchester, Massachusetts", as follows:

Additions

Construct entrance driveways and walks around building	$1904.10 est.
Substitute white toilet seat in lieu of black	64.35
Supply finish hardware	115.00
Supply light fixtures	75.25
Furnish and install tempering valve	108.52
Supply tests of concrete	10.50
	$ 2277.72

Deductions

Deduction for branze placque	$55.00
Reduction in size of hot water tank	75.00
	130.00
Net additions	$ 2147.72

Original contract price	$58,611.00
Net additions	2,147.72
Contract as standing	$60,758.72

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Voted, to approve an extension of time to June 30, 1953 for completion of contract of Central Construction Company for "Repairs to Bituminous Pavement on Commonwealth Avenue and such other additional locations within the Boston Park System as may be designated by the Board of Park Commissioners".

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Voted, to approve an extension of time to March 25, 1953 for completion of contract of Eugene R. Eisenberg, Inc., for "Constructing a Sanitary and Locker Building at William J. Barry Playground, Charlestown, Massachusetts".

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Boston Common Garage

The Secretary read to the Board the reports from Motor Park, Inc., on progress made during December and January of its plans for construction of garage under Boston Common, said reports being submitted as a condition of the latest extension of time for construction of the garage. The latest extension runs to December 1, 1953.

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Land Matters

Berners Square. The Chairman informed the Board members that the Trustees of the Wheelock School for Girls, who were represented by Attorney Stuart Rand and H. A. Johnson, former President of the Chamber of Commerce, are interested in obtaining the Berners Square area, adjacent to the Wheelock property, as an athletic field for students of the Wheelock School.

The Chairman stated that under the terms by which the Park Department received this property, an act of the legislature will be required to dispose of it.

The Board agreed that the department has little use for the property and that if proper legislation is enacted, they will have no objection to the sale of the property at a fair price.

Mr. Rand will present a special bill to the legislative committee which handles such matters, which will give the city through the Board of Park Commissioners the necessary authority to sell this property.

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Dover Street

An Order of the City Council was read to the Board, stating that a parcel of foreclosed tax title property on the southwesterly side of Dover Street containing about 2360 square feet of land has been transferred from the care, custody, control and management of the Fire Department to the care, custody, control and management of the Park Department. Approved in City Council November 24, 1952 and by the Mayor on November 25, 1952.

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Douglass Court

An Order of the City Council was read to the Board, stating that two parcels of land containing about 640 square feet on the easterly side of Douglass Court and about 640 square feet on the northerly side of Douglass Court be transferred from the care and control of the Board of Real Estate Commissioners to the care and control of the Park Department. Approved in City Council on November 24 and by the Mayor on November 25, 1952.

***

84 West Rutland Square

Voted, to approve request on His Honor the Mayor that he take the necessary steps to transfer city-owned land at 84 West Rutland Square, containing 5551 square feet, from the care and control of the Board of Real Estate Commissioners to the Park Department for playground purposes. The Board of Real Estate Commissioners voted to agree to said transfer on January 22, 1953.

***

Fort Hill Square

The Board discussed the proposed taking of Park Department property, known as Fort Hill Square, for super highway construction purposes, which had been referred to the Law Department for legal counsel. The Board was informed that Mr. W. T. McDermott, Assistant Corporation Counsel, had reported to this department, verbally, that under the legislative act authorizing the Commonwealth to build the super highway, the Commonwealth has the right to enter upon and take possession of any property which lies in the path of the proposed highway and that the Park Department has no right of protest.

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Land Matters (Cont.)

Columbia Road. The Law Department through His Honor the Mayor has been requested to prepare the necessary papers to effect the transfer to the Public Works Department of the care, custody, control and maintenance of a portion of Columbia Road starting at the foot of the hill more or less 500 feet northerly of Columbus Circle to and including the Preble Street Circle. The Roadway, walk and center plantation run parallel to Old Colony Road along the westerly side of Columbus Park.

The request also included the transfer of Columbia Road, from Edward Everett Square to the end of the M. D. C. property near Mosely Street, to the Public Works Department.

In the last two years there have been two or three meetings relative to this particular area and the Public Works Department has agreed to take over the custody when the City Council and the Mayor approve the transfer.

***

Evergreen and Mt. Hope Cemeteries

The following two matters have been referred to the Law Department for legal information relating to:-

1. The right of the Park Commissioners to restrict the sale of lots and graves in Evergreen Cemetery, Brighton, to residents of Brighton and Allston.

2. The right of the Park Commissioners to increase the fee for graves in the Chinese section of Mount Hope Cemetery from $30 to $50, to bring the price up to the same level as that charged for graves in other sections of the same cemetery.

No action was taken by the Board, pending receipt of information from the Law Department.

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Swan Boat Lease

Voted, to approve the assignment of the lease for operation of Swan Boats and Row Boats on the Public Garden Pond from the present lessee, John J. Paget, to his son, Paul G. Paget, 537 Veterans of Foreign Wars Parkway. Mr. John J. Paget has requested this assignment for the reason that he has managed the business for more than forty years and now wishes to turn over active management to his son, although retaining a supervisory interest himself.

Voted, also, to grant Mr. Paget's request for a change in the lease whereby the rate for Swan Boat rides for adults may be increased from 10 cents to 15 cents the first change in this rate in forty years. The price for children will remain at 10 cents.

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Contract

Voted, to approve a contract with O'Hearn's Storage Warehouse Company for transportation of Christmas Festival figures between Boston Common and the warehouse, and the packing and storage of same, for one year beginning January 1 and ending December 31, 1953, for the approximate sum of $2000, to be charged to item 477 in the Park Department budget.

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Construction Permits

Voted, to approve a permit to Boston Edison Company for laying of new conduit lines in the vicinity of Kenmore Square, as per plans submitted to the Chief Engineer January 21, 1953.

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Voted, to approve the revised plans submitted by General Tire & Rubber Co., for a building to be erected at 565 Commonwealth Avenue, the building to be used for sales and service only.

The original plans for a building at this location were considered by the Board at its meeting on September 4, 1952 and approval was then withheld.

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Discussion Matters

Skating. Commissioner Lee stated that in general the Park Department custodians had cooperated well in clearing skating areas on playgrounds, after snow storms, but he pointed out some locations where little cooperation had been received.

The Deputy Commissioner of the department explained that in some areas the custodians are unable to receive the cooperation of children in clearing the snow from the ice. The Deputy stated that he would call a meeting of the custodians and endeavor to straighten out whatever difficulties exist.

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Aquarium. The Board discussed the transfer of the Aquarium to other authorities, or closing it, in connection with the transfer of certain sections of Columbia Road to the Metropolitan District Commission.

The Board is of the opinion that the Aquarium should be discontinued as a Park Department attraction and will, if the Mayor wishes the Board members to take the initial step, present to His Honor in writing their reasons why they believe the building should be closed, including a statement of the saving in money that would result therefrom.

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Department Heads' Meeting. The Chairman reported to the other Board members the details of the meeting of department heads with the Mayor, at which the Mayor asked for the cooperation of all employees in an endeavor to keep expenses at a minimum and so prevent any further increase in the tax rate.

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Appointment of Acting Chairman. The Chairman stated that he would be absent from the city, on vacation, from February 21 to March 14, 1953. It was Voted, that either Commissioner Haffenreffer or Commissioner Lee, whichever is available, sign any necessary papers that require the signature of the Chairman.

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Personnel Matters: Voted, to approve the following personnel changes:

Appointments: David E. Gately, permanent recreation instructor, 2.4.53; Patrick J. Ryan, Director of Recreation, 1.27.53; Walter E. Shaughnessy, John Freitas, and Neil P. Canney, permanent foreman, 1.28.53; Herbert C. Cleary, storekeeper, 1.28.53.

Transfers: Margaret L. Kelley and Mabel D. Whitney, matrons, from Public Works Dept., 1.1.53; Margaret J. Canney, matron, from Public Works Dept., 1.21.53; David P. Berrigan, clerk-typist, from Sanitary Division, 2.4.53; John J. Dillon, laborer, from Logan Airport, 2.4.53.

Resignations: William P. Bowes, temp. laborer, 11.13.53; James W. Mullen, laborer, 12.11.52.

Personnel Matters (Cont.)

Retirements: Frank H. Caswell, recreation supervisor, 12.31.52; William J. Lucey, laborer, 1.20.53.

Deaths: James B. Hamrock, painter, 12.9.52.

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The meeting was adjourned at 1:50 o'clock p. m.

Secretary

April 17, 1953

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, Boston, today, at 10.30 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

The records of the previous meeting were read and approved.

The following special drafts were approved for payment:

Superior Tree Service, Inc. - Second pmt. - Removan and Disposal of Dead or Diseased Trees in the City of Boston..	$ 5,497.80
Eugene R. Eisenberg, Inc. - Sixth pmt. - Constructing a Sanitary and Locker Bldg. at Wm. J. Barry Playground	3,584.97
William W. Drummey - Eighth pmt. - Archietctural Services, plans and specifications for porposed new field house at the Wm. J. Barry Playground	46.60
Martin J. Kelly Co., Inc. - Fourth pmt. - Constructing a Sanitary and Locker Building at the Wm. Gary Walsh Playground, Dorchester	13,626.02
William W. Drummey - Sixth pmt. - Architectural Services, plans and specifications for the proposed new field house and Locker Bldg. at the Wm. Gary Walsh Playground, Dor....	177.14
Arthur J. O'Keefe, Secretary - Expenses paid to Park and Cemetery division employees, March 5, 1953, Park Div	333.66
Cem. Div.....	48.59
Eugene R. Eisenberg, Inc. - Seventh pmt. - Constructing a Sanitary and Locker Bldg. at Wm. J. Barry Plgrd.	3,610.26
William W. Drummey - Ninth pmt. - Architectural Services, plans and specifications for proposed new field house and locker building at the Wm. J. Barry Plgrd., Charlestown..	46.93
Superior Tree Service, Inc. - Third pmt. - Removal and Disposal of Dead or Diseased Trees in the City of Boston	3,998.40
Arthur J. O'Keefe, Secretary - Expenses paid to Park and Cemetery division employees, April 6, 1953, Park Div....	393.66
Cem. Div.....	58.24
William W. Drummey - Seventh and final pmt. - Architectural Services, plans and specifications for the proposed new field house and locker bldg. at Wm. Gary Walsh Plgrd.....	624.63
Martin J. Kelly - Fifth and final pmt. - Constructing a Sanitary and Locker Bldg. at the Wm. Gary Walsh Plgrd....	6,075.87

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Building Permits

The following permits for alterations to buildings were referred to the Park Department by the Building Department:

184-188 Commonwealth Avenue	- Change occupancy from apartment hotel and offices to 42 apartments and offices.
336 " "	- Change occupancy from lodging house to ten apartments, erect connecting balconies.
379 " "	- Change occupancy from one family to ten apartments.
1868-1870-1872-1874-1880 Commonwealth Avenue	- Change occupancy in each building from eight apartments to sixteen apartments.

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Contracts

Advertised proposals were publicly opened and read at this office on Tuesday, March 24, 1953, for ASPHALT SURFACING AT FRANKLIN PARK AND OLMSTEAD PARK, WEST ROXBURY AND AT THE JOHN H. L. NOYES PLAYGROUND, EAST BOSTON, as follows:

Baker & Co., Inc., 3475 Washington Street, Boston	$ 29,736.00
Adams Asphalt Co., Inc., 53 Blanche Street, Cambridge . . .	31,882.50
Chas. Callahan Co., 69 Zeigler Street, Roxbury	33,344.50
Warren Bros. Roads Co., 33 Cambridge Parkway, Cambridge ...	34,597.00
John McCourt Co., 910 Huntington Avenue, Boston	35,265.00
S. J. Tomasello Corp., 25 Huntington Avenue, Boston	35,940.00
Wm. P. Capone Corp., 25 Hillock Street, Roslindale	38,711.00
Old Colony Construction Company of Quincy, Vernon Street, Quincy, Mass.	56,074,097.00
(Amount probably intended by the bidder)...	30,995.50

Voted, to approve the award of contract to the lowest bidder, Baker & Co.,Inc., 3475 Washington Street, Boston, for the approximate sum of $29,736.00, to be charged to the special appropriation, "Park and Playground Improvements, etc., revenue (1-31-14)".

***

Advertised proposals were publicly opened and read at this office on Tuesday, March 24, 1953, for FURNISHING AND ERECTING CHAIN LINK FENCES AND BACK-STOPS AT PARK DEPARTMENT PLAYGROUNDS, as follows:

Anchor Post Products, Inc., 20 Needham St., Newton Hlds...	$ 10,438.55
Cyclone Fence Dept., American Steel & Wire Div., U. S. Steel Corporation, 360 Eastern Ave., Malden, Mass.....	13,155.50
P. J. Dinn & Company, 278 Dover Street, Boston	16,677.05

Voted, to approve award of contract to the lowest bidder, Anchor Post Products, Inc., for the approximate sum of $10,438.55, to be charged to the special appropriation, "Park and Playground Improvements, etc., revenue (1-31-14)".

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Voted, to approve award of contract, without publicly advertising for bids, to Blueview Nurseries, 32 Gaston Street, Roxbury, for PREPARING PITS AND PLANTING TREES AT THE WILLIAM GARY WALSH PLAYGROUND, DORCHESTER, MASSACHUSETTS, for a sum not to exceed $2,500.00, to be charged to the special appropriation, "Park and Playground Improvements, etc., revenue (1-31-14)". The price per tree is $50 and includes excavation of tree pit, loaming, fertilizing, planting, staking and wiring of trees.

***

Advertised proposals were publicly opened and read at this office on Tuesday, March 31, 1953, for GRADING AND LOAM SURFACING AT THE CHRISTOPHER J. LEE PLAY-GROUND, SOUTH BOSTON, MASSACHUSETTS, as follows:

Balch & Spadaro, Inc., 650 Dudley Street, Roxbury	$ 3,498.40
Cox & Whitmore, Inc., 691 Washington Street, Dedham	3,715.40
P. J. Joyce & Son, 33 Royal Avenue, Cambridge	3,809.50
Charles Callahan Co., 69 Zeigler Street, Roxbury	3,982.50

Contracts (Cont.)

Joseph P. McCabe, Inc., 509 E. First Street, So.Boston....$4,242.50
John M. Cashman, 96 Neponset Avenue, Dorchester 4,270.00
William P. Herlihy, 564 Huron Avenue, Cambridge 4,319.50
Louis Recine, 290 Center Street, Newton 4,389.00
S. J. Tomasello Corp., 26 Huntington Avenue, Boston 4,520.00

Voted, to approve award of contract to the lowest bidder, Balch & Spadara, Inc., 650 Dudley Street, Roxbury, for the approximate sum of $3,498.40, to be charged to the special appropriation, "Park and Playground Improvements, etc., revenue (1-31-14)".

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Advertised proposals were publicly opened and read at this office on Friday, April 3, 1953, for PLANTING, SEATS AND FENCES AT CHESTER PARK, MASSACHUSETTS AVENUE, BOSTON, MASSACHUSETTS", as follows:

William P. Herlihy, 564 Huron Avenue, Cambridge $7,570.00
Cox & Whitmore, Inc., 691 Washington Street, Dedham . . . 7,821.00
Blueview Nurseries, 32 Gaston Street, Roxbury 8,588.20
John M. Cashman, 96 Neponset Avenue, Dorchester 8,786.00

Voted, to approve award of contract to the lowest bidder, William P. Herli 564 Huron Avenue, Cambridge, for the approximate sum of $7,570.00, to be charge to the special appropriation, "Park and Playground Improvements, etc., revenue (1-31-14)".

***

Advertised proposals were publicly opened and read at this office on Tuesday, March 31, 1953, for DEVELOPMENT OF PLAY AREAS AT ORCHARD PARK, ROXBURY, MASSACHUSETTS, as follows:

Louis Recine, 290 Centre Street, Newton, Mass. $59,100.00
John McCourt Co., 910 Hintington Avenue, Boston 71,965.50
Joseph P. McCabe, Inc., 509 E. First St., So. Boston 72,230.10
Martin J. Kelly Co., Inc., 75 Stedman St., Jamaica Plain. 73,567.50
Faletra Bros. Inc., 115 Providence St., Hyde Park 75,496.50
Charles Callahan Co., 69 Zeigler Street, Roxbury 76,106.50
Walter Reed Corp., 161 Massachusetts Ave., Boston 77,442.00
A. Singareall & Son, 22A Tremlett St., Dorchester 77,708.25

The lowest bidder, Louis Recine, submitted a written statement that he had made an error in his bid and asked permission to withdraw, which was granted.

Voted, to approve award of contract to second low bidder, John McCourt Co., 910 Huntington Avenue, Boston, for the approximate sum of $71,965.50, to be charged to the special appropriation, "Establishment of Parks and Playgrounds, non-revenue".

***

Advertised proposals were publicly opened and read at this office on Tuesday April 14, 1953, for CONSTRUCTION OF PLAY AREA AT WEST RUTLAND SQUARE AND CLAREMONT STREET, BOSTON, MASSACHUSETTS, as follows:

John M. Cashman, 96 Neponset Ave., Dorchester . . . . . $ 4,296.00
Balch & Spadaro Contracting Co., 650 Dudley St., Dor. . . 4,834.50
Louis Recine, 81 Hawthorne Street, Newton 5,152.00
Charles Callahan Co., 69 Zeigler Street, Roxbury 5,379.10
Joseph P. McCabe, Inc., 509 E. First St., So. Boston . . . 6,335.00

Voted, to approve award of contract to the lowest bidder, John M. Cashman, for the approximate sum of $4,296.00, to be charged to the special appropriation, "Park and Playground Improvements, etc., 1-31-14".

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Contracts (Cont.)

Invitation bids were asked of six tree concerns for spraying of trees in all sections of the city, using hydraulic sprayer and hand labor. Because of the delay in the passage of the 1953 budget and the consequent lack of an available appropriation, the Park Department was unable to advertise for bids for this work early in the season. In order to prevent further delay, invitation bids were called for. Bids received were as follows:

Superior Tree Service, Inc., 15 Littlejohn St., Arlington...	$11.75 hr.
Eastern Tree and Landscape Corp., 280 Bridge St., Dedham....	11.75 "
Blueview Nursery, 32 Gaston Street, Roxbury	12.00 "
The Davey Tree Expert Co., 43 Leon Street, Boston	16.50 "

Voted, to approve award of contract, without publicly advertising for bids, to the lowest of the invitation bidders, dividing the work as follows:

Superior Tree Service, Inc	$ 6,500.00
Eastern Tree and Landscape Corp	4,500.00

Each company is to furnish a truck and hydraulic sprayer with three men to operate truck and sprayer, also all equipment necessary for spraying, and all oil and gasoline required for the truck. The spray material, either arsenate of lead or DDT solution, is to be furnished by the Park Department.

The cost of the work is to be charged to the special appropriation, "Trees Afflicted with Dutch Elm Disease, Removal Of", (1-31-43).

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For the same reasons as stated above, the Park Department called for invitation bids for airplane spraying of large tree areas in the city, mainly Franklin Park, George Wright Golf Course, and the larger cemeteries. Six tree concerns were invited to bid on the work. Three responded with the following bids:

Eastern Tree and Landscape Corp., 280 Bridge Street, Dedham , Massachusetts	$ 1.80 per acre
Blueview Nursery, 32 Gaston Street, Roxbury . . .	2.00 " "
Superior Tree Service, Inc., 15 Littlejohn St., Arlington, Massachusetts	2.00 " "

Voted, to dispense with public advertising for bids in order to prevent delay in starting the work and to award the contract for airplane spraying of large tree areas to the low bidder, Eastern Tree and Landscape Corp., 280 Bridge Street, Dedham, at a price of $1.80 per acre, the total cost not to exceed $1600, to be charged to the special appropriation, "Trees Afflicted with Dutch Elm Disease, Removal Of" (1-31-43).

The area to be sprayed is approximately 885 acres. The spray material is to be furnished by the contractor.

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Voted, to approve the usual arrangement for transportation, by bus and railroad, which has been in effect for the past few summer seasons, for school children from all parts of the city who will take part in the School Department's garden program in Woburn during 1953, at the Mary P. C. Cummings Estate. The total cost of bus hire and railroad tickets is not to exceed $1800 and is to be charged to the Randidge Trust Fund Income.

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Voted, to approve extensions of time on the following contracts:

Superior Tree Service, Inc. - "Removal and Disposal of Dead or Diseased Trees in the City of Boston. Time for completion extended to March 16, 1953.

Eugene R. Eisenberg, Inc. - "Constructing a Sanitary and Locker Building at the William J. Barry Playground, Charlestown, Mass." Time for completion extended to April 25, 1953

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Contracts (Cont.)

Addition to Contract. Eugene R. Eisenberg, Inc. - "Constructing a Sanitary and Locker Building at the William J. Barry Playground, Charlestown, Mass". Addition dated March 24, 1953:

Original Contract	$62,500.00
Addition	372.95
Contract as standing	$62,872.95

***

Concessions

Voted, to approve a license to John J. Shea, 129 Norfolk Street, Dorchester, for the sale of ice cream, candies, etc., from a temporary stand in front of L Street Bath House, for a term of one year from May 1, 1953 to April 30, 1954, at the rate of $50 for the term of the license.

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Voted to approve license to Walter J. Phipps for golf professional and sports shop privilege at Franklin Park for a term of one year from May 1, 1953 to April 30, 1954, at the rate of $25.00 for the term of the license.

***

Voted, to approve a license to Domenic G. D'Ippolito for sale of ice cream, candies, etc., at North End Park and Bathhouse for a term of one year from May 1, 1953 to April 30, 1954, at the rate of $50 for the term of the license.

***

Parkman Fund

Voted, to approve request on His Honor the Mayor that he ask the City Council to transfer from the income of the George F. Parkman Fund the sum of $48,000 which is available as of April 15, to be expended under the direction of the Board of Park Commissioners as follows:

Common and Parks in Existence on January 12, 1887, Maintenance and Improvement of	$48,000.00

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Land Matters

Chestnut Hill Drive--Commonwealth Avenue: Mr. William T. McDermott, Assistant Corporation Counsel, discussed with the Board the report of two appraisers relative to certain park land in the Chestnut Hill area, Brighton district, which the Trustees of Boston College desire to purchase.

Mr. McDermott stated that both appraisers were of the opinion that the land should not be sold for less than $28,000.

The Park Commissioners then gave consideration to the request for the purchase of this land and voted unanimously as follows:

> That 156,575 square feet of land at Commonwealth Avenue and Chestnut Hill Drive, shown on a plan hereinafter referred to, is no longer required for public purposes and they would look with favor to it being sold to the Trustees of Boston College at a price of not less than $28,000 subject to an easement for water purposes, and that the Chairman be authorized and directed to communicate the contents of this vote to the Mayor and City Council".

Said lot of land together with the easement is shown on a plan marked "City of Boston, Chestnut Hill Drive, Commonwealth Avenue, Brighton, December 1, 1952, James W. Haley, Chief Engineer, Street Laying-Out Department".

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Land Matters (Cont.)

VFW PARKWAY

A communication from His Honor the Mayor was read, relative to the possibility of selling approximately ten acres of park land at Veterans of Foreign Wars Parkway and Centre Street, West Roxbury, as a site for an apartment house.

After full discussion of the matter, the Board agreed that as there are few open natural park spaces left within the confines of the city, it is their considered opinion that this area should be preserved as a place where the public may walk, enjoy picnics and other general outdoor recreation.

Therefore, it was voted not to sell the land but to preserve it in its present state as a park area.

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General Fireproofing Co. - Commonwealth Ave.

Voted, to permit the General Fireproofing Company to make necessary alterations in the city curbs, grass plots, tree plantings and sidewalks so that a drive 18 feet wide may be constructed on its property, the drive to be 32 feet west of the intersection of the curbs of Boston University Bridge and Commonwealth Avenue.

***

84 West Rutland Square

It was called to the attention of the Board that at a meeting of the Board of Real Estate Commissioners held on Thursday, January 22, 1953, it was voted to transfer the city-owned land located at 84 West Rutland Square, Boston, containing 5551 square feet, from the care, custody and control of the Board of Real Estate Commissioners to the Park Department for playground purposes. Order approved in City Council on March 9, 1953 and by the Mayor on March 16, 1953.

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MISCELLANEOUS

Columbus Park Stadium. Voted, that the stadium at Columbus Park, South Boston, be named in honor of Paul J. Saunders who was killed in action in Saipan during World War II. This action was taken on request of Saunders Post, American Legion, and in compliance with an Order intruduced into the City Council by Councillors Foley and Kerrigan asking the Park Commission and the Mayor to so name this site.

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Purchase of Flags . The Board was informed that all flagpole work and purchase of flags, formerly handled by the City Messenger, will now be handled by the Park Department. A transfer of funds has been made from the City Messenger's budget to the Park Department budget in the amount of $9300 for this purpose. Of this amount, $8500 is for contractual service and $800 for purchase of flags. The roping-off of streets formerly done by the City Messenger's department will be handled by the Traffic Department.

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Concurrence: Voted, on request of the Metropolitan District Commission, to concur in deed from the Commonwealth to Harold Karp of 11,000 square feet of land on William T. Morrissey Boulevard in Boston (Dorchester District), as required by Section 85 of Chapter 92 of the General Laws.

**

Special Rates at Golf Courses. Voted, to eliminate special rates at George Wright and Franklin Park golf courses which have been in effect for military personnel and City Hospital doctors and internes and to charge these groups the prevailing rates at both courses.

**

MISCELLANEOUS (Cont.)

Refunds. Voted, to approve refunds of payments for cemetery lots and graves and for perpetual care:

Refund of $50 to Mrs. Ruth E. Burleigh, Raymond, New Hampshire, for Lot 3606 Elm Grove, Mt. Hope. Lot, $25.00, perpetual care, $25.00. Title to revert to the city.

Refund of $25 to Mrs. Raphaela Rullo, 1033 Hyde Park Avenue, Hyde Park, Massachusetts, for grave 993 Poplar Avenue, Fairview Cemetery. Title to revert to the city.

**

PERSONNEL MATTERS:

Voted, to approve the following personnel changes:

Transfers: Leo J. Sullivan, Jr., - zoo attendant - from Park Department to Public Works Department, Sanitary Division; Joseph F. Williams, laborer at $50.50, from City Hospital Department to Park Department, both on February 18, 1953.

Retirements: Margaret T. Carley, principal account clerk, 2.28.53; John F. Doherty, 2nd class engineer, 3.31.53; Coleman J. McDonough, aquarium attendant, 3.31.53.

Deaths: Margaret L. Kelley, matron, 4.3.53; Victor Monson, bath attendant, 2.10.53.

Resignation: Myles W. Heaton, swimming instructor, 2.7.53.

Discharge: Paswuale Guanga, laborer, 1.21.53, and Walter P. Rooney, laborer, 1.21.53. Removed from payrolls while receiving compensation for an indefinite period due to injury.

**

DISCUSSION MATTERS

1. Griffenhagen report on consolidation of bath and recreation divisions

At the request of Commissioner Lee the Board discussed the recommendation made in the Griffenhagen Report that the bath and recreation divisions be combined. No decision was reached and the Board agreed to discuss the matter in more detail at some future meeting.

**

2. Sailing program on Jamaica Pond.

Commissioner Lee spoke at length about this program. He is particularly interested in providing a new raft for use in the program. The Board instructed Mr. Daniel J. Byrne, Jr., chief engineer of the department, to meet with Mr. Lee and try to work out a plan that would be to his satisfaction.

**

3. Walks on Public Garden. Commissioner Lee was of the opinion that the present wooden walks in the Public Garden should be left there during the season of the year when they are needed. The Chairman informed him that arrangements had been made for the installation of black-top walks, which will be more economical.

**

The meeting was adjourned at 1.15 p. m.

Secretary

May 8, 1953

A meeting of the Board of Park Commissioners was held at this office today, at 10.30 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

It was voted to dispense with the reading of the records of the previous meeting.

Voted, to approve payment of the following special drafts:

Eugene R. Eisenberg, Inc. - 8th payment - "Constructing a Sanitary and Locker Building at Wm. J. Barry Plgrd".....$2,038.73

William W. Drummey - 10th payment - Architectural Services, Plans and Specifications for New Field House at William J. Barry Playground 26.50

Arthur J. O'Keefe, Secretary - Paid to Park and Cemetery Division employees for expenses in connection with their employment, April 1953, Park Div. 402.22
Cem. Div. 62.84

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Sale of Land to Sears, Roebuck & Co.

The Board discussed the proposed sale or lease to Sears, Roebuck & Company of a certain parcel of park land situated on Brookline Avenue between Park Drive and the Riverway. Mr. William T. McDermott, Assistant Corporation Counsel, was present to explain some legal details in connection the transaction.

Mr. McDermott explained that it might be a period of two years before the land could be sold, because of a case now pending in the Supreme Court to determine the constitutionality of the Legislative Act authorizing the sale or lease of the land. This Act was signed by Governor Paul E. Dever on April 3, 1951. Under the Act the City of Boston has the right to sell or lease this parcel of land to Sears, Roebuck & Company. The proposed sale, however, was protested by a group of citizens who took the matter to court. After a long wait, Judge John E. Swift of the Superior Court found in fact that this area was not needed for public purposes, but he then referred to the Supreme Court the matter of determining the constitutionality of the enabling Act. Mr. McDermott says that while awaiting action of the Supreme Court there is no reason why the city can not proceed with the details of the leasing of the land to Sears, Roebuck Company. He also stated that in the event the land was leased or sold, it would be necessary to appeal to the Zoning Board to vary the zoning restrictions in this area before the land can be used as a parking lot.

However, notwithstanding the difficulties involved, Sears, Roebuck & Company want to lease the land from the City of Boston for a period of two years and are willing to pay $6000 per year rental plus taxes on the property which, at the present time figured on the basis of a $70 tax rate, would be $7000 per year, or a total yearly income of $13,000 to the city during the term of the lease. It was stipulated that in the event the tax rate was increased to more than $70, the rental would be reduced so that the total yearly payment by Sears, Roebuck & Company would not be in excess of $13,000. The rental and taxes are based on a value of $100,000 for the land, although at present it is worth $92,380, or $1.00 per square foot.

In the event that Sears, Roebuck & Company are permitted to purchase the land, they are willing to pay $100,000 for it.

The Park Commissioners then voiced their concern about the fencing, landscaping and beautification of the area so that it would be hidden from public view and would not have the appearance of a regular parking space. They were particularly concerned with the area located on the Riverway, which is a landscaped park area. Mr. John Gottlieb, attorney for Sears, Roebuck & Company, was called in to the meeting and he informed the Board that he would obtain a letter from the Company's management stating that they would be

willing to landscape the area in such a manner as to be satisfactory to the Park Department. He also said that if the parking area was established, the Company would have proper police protection of its own.

At the conclusion of the discussion, the Board of Park Commissioners adopted the following vote:

> The Board of Park Commissioners in regular meeting on Friday, May 8, 1953, at the Park Department office, 33 Beacon Street, voted to assent to the sale or lease to Sears, Roebuck & Company of approximately 92,380 square feet of land located at Brookline Avenue, Park Drive and Riverway, Boston.

****

Land on Wallingford Road & Chestnut Hill Avenue

The Board considered the request of the Men's Council of the Home for Jewish Children for the purchase of 100,000 square feet of land owned by the Park Department, bordering on Wallingford Road and Chestnut Hill Avenue, Brighton, as a site for a new home for Jewish children.

It was voted by the Board to write to the Men's Council for the Home for Jewish Children, stating that the Board had considered their request for the purchase of the above-described land but that no action could be taken until the matter had been referred to the Planning Board of the city.

It was also voted to write to the Planning Board and obtain their reaction to the sale of this property as the land is listed in the last Planning Board report as an area on which playground and play facilities should be established.

****

Contracts

Advertised proposals for GRADING AND SANDING L STREET BATHING BEACH, SOUTH BOSTON, MASSACHUSETTS", were publicly opened and read at the Park Department office on Tuesday, May 5, 1953, as follows:

> Wm. J. Banfield, 50 Terminal St., Charlestown $2,535.00
> John M. Cashman, 96 Neponset Avenue, Dorchester 2,820.00
> Balch & Spadaro, Inc., 650 Dudley St., Dorchester 3,195.00

Voted, to approve award of the contract, subject to the approval of His Honor the Mayor, to the lowest bidder, William J. Banfield, 50 Terminal Street, Charlestown, for the approximate sum of $2,535.00, to be charged to the special appropriation, "Park and Playground Improvements, etc., Revenue 1-31-14".

****

Boating Program--Jamaica Pond

A report from Chief Engineer Daniel J. Byrne, Jr., showing a small-scale model raft of a type proposed for use on Jamaica Pond in connection with the department's boating program, was submitted to the Board. No action was taken regarding the acceptance of the model as a type of construction for a raft.

***

Special Golf Rates

At a meeting of the Board of Park Commissioners held on April 17, 1953, it was voted to eliminate special rates at the George Wright and Franklin Park Golf Courses which had been in effect for military personnel and City Hospital doctors and internes.

At the Board meeting today, May 8, the Board reconsidered its decision and voted to rescind the vote insofar as it applied to City Hospital doctors and internes and to permit this group to play at George Wright Golf Course only, on week days Monday through Friday, free of charge. This permission does not apply on Saturdays, Sundays and holidays.

***

Motor Park, Inc.

The latest report received from Motor Park, Inc., relative to construction of the Boston Common Garage, was read to the Board by the Secretary.

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City Council Order--Recreation Program

The Board was informed that a City Council Order had been approved for the transfer of $70,000 to the Park Department budget for the employment of personnel and the purchase of supplies for the operation of a recreation program on Park Department playgrounds during the summer of 1953. This program was formerly under the supervision of the Boston School Department.

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Personnel Matters

Retirement: Luigi M. Lanzillo, laborer, on April 28, 1953, under Veterans Retirement Act. Hugh McDonough, machinist, veterans retirement, 5.5.53.

Resignation: John J. Merkel, gardener, on April 28, 1953.

Appointments: John F. Ruck, cemetery chapel custodian, permanently appointed April 29, 1953. Philip F. Fallo, tree maintenance foreman, permanent promotion on April 29, 1953.

****

The meeting was adjourned at 1.10 p.m.

Secretary

June 1, 1953

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 10:00 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

It was voted to dispense with reading of records of the previous meeting.

Voted, to approve the following special drafts for payment:

John McCourt Co. - 1st pmt. - Reconstruction of Riverway Roads, Roxbury, Mass	$11,312.31
Central Construction Co. - 1st pmt. - Repairs to Bituminous Pavement on Commonwealth Avenue and such other additional locations within the Boston Park System as may be designated by the Board of Park Commissioners..	11,035.83
Superior Tree Service, Inc. - 4th pmt. - Removan and Disposal of Dead or Diseased Trees in the City of Boston	3,415.30
Balch & Spadaro Contracting Co., Inc. - 1st pmt. - Grading and Loam Surfacing at the Christopher J. Lee Playground, South Boston	3,149.52
Superior Tree Service, Inc. - 1st pmt. - Spraying of Trees in the City of Boston	1,787.76
Eastern Tree & Landscape Corp. - 1st pmt. - Spraying of Trees in the City of Boston	1,278.40
Eastern Tree & Landscape Corp. - 1st pmt. - Airplane Spraying of Large Tree Areas in Boston, Mass.	1,354.05
William P. Herlihy - 1st pmt. - Planting, Seats and Fences at Chester Park, Massachusetts Avenue, Boston	6,218.97

Boston Common Garage

Under the terms of the most recent extension of the agreement with Motor Park, Inc., for the construction of a garage under Boston Common, the right to terminate the agreement at the end of the sixth month from November 30, 1952 was reserved by the Board of Park Commissioners if, in the opinion of the Board, satisfactory progress had not been made by Motor Park, Inc., in the financial arrangements for the construction of the garage.

The sixth-month period having ended on May 30, 1953, Motor Park Inc., submitted to the Chairman of the Board of Park Commissioners the following letter, setting forth the progress made toward financing the project:

"May 27, 1953

"Dear Mr. Kelley:

"Pursuant to the terms of an agreement entitled "Extension between the City of Boston and Motor Park, Inc., the following report is made as to "satisfactory progress" in the making of financial arrangements for the construction of the garage proposed to be built under Boston Common.

"1. Motor Park, Inc. has completed arrangements for the acquisition of the equity money necessary for the completion of the garage that is proposed to be built under Boston Common.

"2. Motor Park, Inc. has placed in the hands of one of the largest real estate firms in the United States the matter of obtaining the additional money necessary for the completion of the garage, in other words, the obtaining of a first mortgage on the garage to be constructed. This real estate company has assured the operators of Motor Park, Inc. that the proposed loan to be secured by a first mortgage is of such a nature that it will be attractive to many institutional lenders who customarily engate in the making of such loans and the real estate company has been authorized by Motor Park, Inc. to proceed in the matter of obtaining such mortgage without delay.

" The officers of Motor Park, Inc. have no hesitancy in stating to you that in their opinion the consummation of this mortgage financing will be completed so that the construction of the garage can be commenced shortly.

" Very truly yours

MOTOR PARK, INC.

By Winthrop R. Scudder
V. Pres. "

The Board studied the report contained in the letter above recorded, and is satisfied that "satisfactory progress" is being made in the financial arrangements for construction of the garage.

Building Permits

Voted to approve plans for the construction of a building, to be used as an office and warehouse, by the General Fireproofing Company, at 805 Commonwealth Avenue.

***

Land on Park Drive--Sears, Roebuck & Co.

The Secretary read a letter addressed to the Board, from Sears, Roebuck & Company, wherein Sears, Roebuck & Company stated their intention to landscape a parcel of land situated in the Roxbury district and bounded by Park Drive, Boylston Street and the Riverway, provided the land was leased or sold to the Company and provided that the land could be used for the parking of automobiles.

At the Board meeting on May 8, 1953, Mr. Gottlieb, attorney for Sears, Roebuck & Company, had stated that he would obtain a letter from his Company setting forth their intentions in regard to the landscaping of the above-mentioned area, which they hope to lease or purchase.

The letter was placed on file, pending action on the sale or lease of the land.

***

Land on Wallingford Road & Chestnut Hill Avenue

At the meeting of the Park Commissioners on May 8, 1953, it was voted to ascertain the reaction of the City Planning Board to the request, by the Men's Council of the Home for Jewish Children, for the purchase of 100,000 square feet of park land on Wallingford Road and Chestnut Hill Avenue, Brighton, to be used as the site of a home for orphaned children.

In response to the Board's request, the City Planning Board addressed a letter to Chairman Frank R. Kelley in which the Planning Board reaffirmed its recommendation for the establishment of a junior and senior playground on this land and also stated that they have included the area in their capital improvement program of January 1953.

The Commissioners concluded that for the best interests of the city, they must abide by the recommendation of the Planning Board and therefore voted not to sell any part of the area but to retain the entire tract for playground development.

***

Land on Commonwealth Avenue & Chestnut Hill Drive

It was called to the attention of the Board that the City Council has approved the sale of approximately 156,575 square feet of land in the Chestnut Hill section, to Boston College, for the sum of $28,000. The land is to be used as the site of a Law School building. Approval of sale was given by the City Council on April 27 and May 11, and by the Mayor on May 12, 1953. At the Board meeting on April 17, the Board went on record as looking with favor on the sale of this land to the Trustees of Boston College.

***

Request for Re-naming of L Street Bath House

The following request from the City Council, sponsored by City Councillors Joyce and Foley in Council Meeting of May 18, 1953, was placed before the Board for consideration:

> RESOLVED: That the Members of the Boston City Council in meeting assembled, desire to request His Honor the Mayor, to rename the L Street Bathhouse and Solarium the DONALD T. TOLAND MEMORIAL in honor of the memory of Marine Corporal Donald T. Toland, and to further request that suitable ceremonies be arranged to properly dedicate this memorial in honor of the memory of this great hero.

The Board discussed the matter at length and concluded that the renaming of L Street Bath House could not be successfully accomplished for the reason that the name "L Street" has been established for so many years and is so well known locally and, in fact, throughout the country that a new name would not be readily accepted, that the bath house would continue to be known as "L Street and that, therefore, renaming it in honor of Corporal Toland would fail to accomplish its purpose as a memorial.

The Board members, however, are of the opinion that some honor should be paid to Donald Toland in memory of his great record and sacrifice of life in the defense of our country and therefore offers the suggestion that the lobby of the L Street Bath House, or the Solarium, or one of the wings of the building, be dedicated to the memory of Donald Toland and that a suitable placque be erected in the part of the building selected.

It is the desire of the Board that these conclusions be conveyed by letter to the office of the Mayor for submission to the City Council, and that copies be sent to Councillors Joyce and Foley.

***

New Play Areas

A notice was read to the Board, received from the office of the City Law Department, stating that under Ch. 279 and Ch. 289 of the Acts of 1953, two play areas have been dedicated and opened by the Metropolitan District Commissio one in the Neponset Valley section of Readville, and one on River Street, Hyde Park, adjacent to the Doyle Post VFW. Both these areas were built and will be maintained by the Metropolitan District Commission. The Park Department was notified because the playgrounds are within the confines of the City of Boston.

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Personnel Matters

Appointments (Permanent); Cemetery Division---Marion Gilberti, Walter C. Evans, Joseph P. Connor, James P. McCormick, John J. Cove, Michael S. Hardiman, Edward D. McCarthy, Charles E. Fortune, Thomas J. Mahoney, Leo B. Rose, Warren E. Cobb, Joseph D. McGinty, John M. Fogarty, Jr., Mario Marotta, Albert A. Devlin, John J. Harvey, Patrick J. Joyce, Arthur A. Flanagan,- all effective May 11, 1953.

Appointment: Park Division: Barbara A. Sullivan, clerk-stenographer at $43.00 per week, effective May 20, 1953.

Resignations : Robert A. Ramacorti, 3d cl. stationary Engineer at $68.00 per week, June 2, 1953; Joseph A. O'Brien, Motor Equipment Operator at $60.50 per week, effective May 11, 1953.

Transfer: Edward C. O'Malley, 3d cl. stationary engineer at $70.50 per week, to Fire Department, May 25, 1953.

Retirements: Katherine M. Fitzgerald, Principal Acct. Clk at $80 per week, May 31, 1953; Laurence Fitzgerald, laborer at $63.00 per week, May 31, 1953; Charles J. Woods, Gardener Helper at $65.50 per week, May 19, 1953.

***

The meeting was adjourned at 10.45 p. m.

Secretary

June 30, 1953

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 9:30 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

The records of the previous meeting were accepted without reading.

Special Drafts: Voted, to approve the following special drafts for payment:

Arthur J. O'Keefe, Executive Secretary - Expenses paid to Park and Cemetery division employees . . . .Park Div...$ 492.62
Cem. Div.... 77.00

John McCourt Co. - First payment under contract for "Development of Play Areas at Orchard Park, Roxbury....13,656.44

William J. Banfield - First payment under contract for "Grading and Sanding L Street Bathing Beach, S. B..... 2,134.88

Eastern Tree & Landscape Corp. - Second payment - "Spraying of Trees in the City of Boston, Massachusetts" 878.90

Superior Tree Service, Inc. - Second payment - "Spraying of Trees in the City of Boston, Massachusetts" 2,077.40

Baker & Co., Inc. - First payment - "Asphalt Surfacing at Franklin Park and Olmstead Park, West Roxbury and at the John H. L. Noyes Playground, East Boston" 20,771.40

John McCourt Company - Second payment, "Reconstruction of Riverway Roads, Roxbury, Massachusetts" 42,219.02

Blueview Nurseries - Second and final pmt. - "Preparing Pits and Planting Trees at the William Gary Walsh Playground, Dorchester, Massachusetts" 375.00

Superior Tree Service, Inc. - Fifth and final payment - "Removal and Disposal of Dead or Diseased Trees in the City of Boston, Massachusetts" 3,623.55

Central Construction Co. - Second payment - "Repairs to Bituminous Pavement on Commonwealth Avenue and such other additional locations within the Boston Park System as may be designated by the Board of Park Commissioners..4,281.29

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Voted, to approve the following building permits referred to the Park Department by the Building Department:

15 Arlington Street, Boston - Propose to erect a steel building, 19x47x8, for ventilating fans, on roof of building. Request of Ritz-Carlton Hotel.

313 Commonwealth Avenue, Boston - Change occupancy from doctors' offices and three apartments to eight apartments. Request of Charles S. White.

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Contracts

Voted, to approve award of contract without publicly advertising for bids, with the approval of His Honor the Mayor, to the Congan Engineering Company, 9 Pleasant Street, Malden, for the SEAL COAT SURFACING OF THE MacARTHUR MALL ON BOSTON COMMON, from Boylston Street to Beacon Street.

The Congan Company will repair all holes and other defects in the Mall and will apply two separate coats of JENNITE J-16, at the total uniform rate of two gallons per 100 square feet of pavement surface. The total price is figured on a unit price of $0.45 per square yard for an approximate area of 80,000 square feet, the total cost not to exceed $4000. To be charged to the regular budget item 266, Park Department budget.

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Parkman Fund

Voted, to approve a request on His Honor the Mayor for transfer from the income of the George F. Parkman Fund of the sum of $38,000 available on June 22 to be expended under the direction of the Board of Park Commissioners as follow

Boston and Parks in Existence on January 12, 1887,
Maintenance and Improvement of $38,000.00

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Land Matters :-

Transfer of World War Memorial Park.

The attention of the Board was called to the proposed transfer of the care and control of World War Memorial Park, East Boston, from the Board of Park Commissioners of the City of Boston to the Metropolitan District Commission. Mr. Kerr, Assistant Corporation Counsel, was present to explain the legal detail in connection with the proposed transfer.

After due consideration, the Board of Park Commissioners of the City of Bo

VOTED, to transfer to the Metropolitan District Commission of the Commonwealth of Massachusetts the care and control, including police protection, of World War Memorial Park, East Boston, and that the said transfer shall take effect at 8:00 a. m., on Wednesday, July 1, 1953.

All members of the Board signed the instrument of transfer. Said instrument of transfer is hereby copied for the record: ---

"Transfer of Care and Control of World War Memorial Park, East Boston, from Board of Park Commissioners of the City of Boston to Metropolitan District Commission.

"THIS INSTRUMENT executed this thirtieth day of June, 1953, under General Laws (Ter.Ed.) c. 92, s. 87, by the Board of Park Commissioners of the City of Boston and the Metropolitan District Commission

WITNESSETH

"1. That the Board of Park Commissioners of the City of Boston does hereby transfer to the Metropolitan District Commission, and the Metropolitan District Commission does hereby accept from the Board of Park Commissioners of the City of Boston the transfer of, the estate known as World War Memorial Park, to wit: -

The parcel of land at the southerly end of Neptune Road in the East Boston district of the City of Boston, bounded and described as follows:- Beginning at a point four hundred seven and thirty-six hundredths (407.36) feet north 40° 45' 50" east of the intersection of the easterly side line of Neptune Road with the southerly end of Neptune Road; thence south 59° 37' east, by land of the Commonwealth of Massachusetts, eighteen hundred and eighty-five (1885) feet, more or less; thence south 58° 19' 48" west, by land of the Commonwealth of Massachusetts, twenty-three hundred and seventy-five (2375) feet, more or less; thence north 49° 13' 52" west, by land of the Commonwealth of Massachusetts, eleven hundred thirty-seven and forty-one hundredths (1137.41) feet, more or less; thence north 40° 45' 50" east, by land of the Commonwealth of Massachusetts, one hundred two and sixty-nine hundredths (102.69) feet; thence north 59° 37' west, by land of the Commonwealth of Massachusetts, thirty and fifty hundredths (30.50) feet; thence north 40° 45' 50" east, in part by land of the Commonwealth of Massachusetts, in part by the end of Prescott Street, in part by land now or formerly of Augustine A. and Anthony Bonzagni and in part again by land of the Commonwealth

of Massachusetts, one thousand thirty-one and seventy-nine hundredths (1031.79) feet; thence south 59° 37' east, by land of the Commonwealth of Massachusetts, thirty and fifty hundredths (30.50) feet; thence north 40° 45' 50" east, in part by land of the Commonwealth of Massachusetts, in part by the end of Neptune Road, and in part again by land of the Commonwealth of Massachusetts, seven hundred and ninety (790) feet, more or less, to the point of beginning; containing about sixty-nine and five tenths (69.5) acres; and being the parcel of land shown on plan marked ACC. 5100 entitled "Plan of Land Belonging to the City of Boston Lying at the Southeasterly End of Neptune Road in East Boston to be exchanged for Certain Lands of the Commonwealth of Massachusetts under Chapter 431 of the Acts of 1949. Department of Public Parks of Massachusetts - Division of Waterways - July 1949", a copy of which plan is annexed hereto and hereby made a part hereof.

"2. That said transfer is for care and control, including police protection;

"3. That said transfer shall take effect at 8:00 a. m. on Wednesday, July 1, 1953;

"4. That said transfer is subject to Chapter 431 of the Acts of 1949 and the contract between the Commonwealth of Massachusetts and the City of Boston made thereunder on July 27, 1949, and shall continue in effect only until the land hereby transferred is acquired by the Commonwealth of Massachusetts under said Chapter 431 of the Acts of 1949, at which time the transfer hereby effected shall, without further action on the parties hereto, automatically terminate; and

"5. That it is mutually agreed that all expenses incurred, while the transfer hereby effected continues in effect, for the care and maintenance of the land hereby transferred, including the structures thereon, shall be borne and paid by the Metropolitan District Commission.

"IN WITNESS WHEREOF this instrument is executed the day and year first above written.

"Board of Park Commissioners of the
City of Boston

By Frank R. Kelley
Chairman

Theodore C. Haffenreffer

Joseph Lee

Metropolitan District Commission

By C. W. Greenough
Commissioner

John J. Grigalus
Associate Commissioner

Associate Commissioner

Milton Cook
Associate Commissioner "

********** Joseph L. Geary
Associate Commissioner

"June 30, 1953

"This is to certify that at a duly called meeting of the Board of Park Commissioners of the City of Boston held this day the foregoing instrument and the plan annexed thereto were presented by the Chairman and it was voted that the Board make the transfer therein described and execute said instrument in duplicate.

/s/ Secretary of the Board of Park
Commissioners of the City of Boston".

"This is to certify that at a duly called meeting of the Metropolitan Distri Commission held this day the foregoing instrument and the plan annexed thereto were presented by the Commissioner and it was voted that the Commission accept the transfer therein described and execute said instrument in duplicate.

/s/ Secretary of the Metropolitan District Commission "

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Land Matters (Cont.)

Huntington Ave., Longwood Avenue, Worthington Street, Tetlow Street and Evans Way (Teachers College Area:

Mr. Kerr of the Law Department called to the attention of the Board that during 1952, under Ch. 618 of the Acts of 1952, Teachers College on Huntington Avenue and Longwood Avenue, formerly under custody of the City of Boston, was transferred to the custody and control of the Commonwealth of Massachusetts but that, in the transfer, no provision was made for the transfer of an area of park land located immediately in front of the college and bounded by Huntington Aven Longwood Avenue, Worthington Street, Tetlow Street and Evans Way, which is now requested by the Commonwealth.

The Board agreed to the transfer of the area requested and accordingly it v

VOTED, That this Board send a communication to the City Council of the City of Boston and recommend therein that under Chapter 618 of the Acts of 1952 that Honorable Body authorize the Mayor of the City of Boston to convey in the name and behalf of the City of Boston to the Commonwealth of Massachusetts, without consideration, all land held by the City of Boston for park purposes within the area in the City of Boston bounded by Huntington Avenue, Longwood Avenue, Worthington Street, Tetlow Street and Evans Way.

In accordance with the above vote, it was agreed that the following communication be sent to the City Council:

To the City Council
Gentlemen:

The Board of Park Commissioners hereby recommends that under Chapter 618 of the Acts of 1952, your Honorable Body authorize the Mayor of the City of Boston to convey in the name and behalf of the City of Boston to the Commonwealth of Massachusetts, without consideration, all land held by the City of Boston for park purposes within the area in the City of Boston bounded by Huntington Avenue, Longwood Avenue, Worthington Street, Tetlow Street and Evans Way.

Respectfully,
Frank R. Kelley, Chairman
Theodore C. Haffenreffer Commissioner
Joseph Lee Commissioner
Board of Park Commissioners

This is to certify that this communication is being sent in conformity with a vote passed at a meeting of the Board of Park Commissioners on June 30, 1953.

Attest: Richard D. Keefe
Secretary

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Land Matters (Cont.)

Land adjoining Thomas Dwight School Site, Smith Street, Roxbury

The Chairman presented to the Board a communication from His Honor the Mayor requesting that the Mayor be informed of the attitude of the Board in regard to the use of certain park land, in Roxbury, for the site of a new school. Enclosed with the Mayor's communication was a letter from the Secretary of the School Committee to the Mayor, stating the desire of the School Committee to acquire the land as a site for a building to replace the present Thomas Dwight School Building.

The land in question comprises approximately 23,500 square feet and is part of the Mission Hill Playground adjoining the Thomas Dwight School site on Smith Street, Roxbury.

After due consideration the Board unanimously

VOTED, That it would appear that the land in question is presently needed for the playground purposes to which it is now devoted and therefore the Board of Park Commissioners can not presently see its way clear to transfer the land to the School Department.

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Green and Lamartine Streets

By order of the City Council dated April 9, 1945, approved by the Mayor on April 16, 1945, two parcels of land located at the junction of Lamartine and Green Streets, Ward 19, were transferred to the Park Department, from the Real Estate Commission, for play purposes. One area, designated as Parcel No. 1 contained approximately 10,500 square feet of land, and the other area, Parcel No. 2, contained approximately 46,800 square feet.

A play area has been developed on Parcel No. 2. Parcel No. 1 has been found unfit for playground development and is therefore no longer required by the Park Department.

Therefore, at the Board meeting held today, June 30, 1953, it was unanimously

VOTED, to request the City Council to rescind that part of a council order dated April 9, 1945 transferring 10,500 square feet of land at the junction of Lamartine and Green streets, Ward 19, from the Real Estate Commission to the Park Department, and further to request that as the land is no longer needed for park or playground purposes that it be transferred back to the Real Estate Commission.

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Land Opposite Theodore Vane School, Roxbury

The Board considered the possible development for play purposes of land opposite the Theodore Vane School in Roxbury, containing approximately 220,000 square feet. No action was taken at this meeting.

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Care of Flags and Flag Poles

The following order of the City Council passed June 22, 1953, approved by the Mayor on June 23, 1953, was called to the attention of the Board:

> SECTION 2. Chapter 22 of the Revised Ordinances of 1947 is hereby amended by inserting after section 3 the following new sections:-
> SECT. 3A. The Board shall care for, maintain and, when necessary, replace all flag poles now or hereafter erected, and shall erect such other flag poles as may be hereafter provided for, on the Common, Public Garden, parks, playgrounds, golf courses, cemeteries, public grounds, public squares and other public places controlled by the city, except public buildings, and shall provide the necessary flags therefor and display them thereon in accordance with section 10 of chapter 41 of these ordinances.

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Personnel Matters

Permanent Appointments: Francis Gerraughty, Ambrose Lanlie, William Martindale, John T. Murphy, George W. Ryan, all laborers appointed May 13, 1953, at $50.50 per week.

Transfer: James J. Woods, laborer, from City Hospital to Park Department, June 24, 1953.

Resignations: Robert A. Ramacorti, steam fireman, resigned June 2, 1953; Jerome Shulman, laborer, resigned June 30, 1953.

Retirements: Antonio Nusidelli, park keeper, June 16, 1953; Mary E. Hagerty principal clerk, June 30, 1953.

Deaths: Louis J. Brems, Sr. Public Relations Representative, June 17, 1953.

Temporary Summer Appointments: 50 lifeguards, June 3; 70 matrons, 70 laborers 5 boating managers, 2 public relations representatives, June 15; 150 Playground leaders, June 25, 1953.

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The meeting was adjourned at 12.40 a. m.

Secretary

July 20, 1953

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 11.00 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

The records of the previous meeting were accepted as read.

Special Drafts

Voted, to approve payment of the following special drafts:

John M. Cashman - 1st pmt. - Construction of Play Area at West Rutland Sq. and Claremont Street, Boston, Mass.	$ 3,425.90
John McCourt Co. - 2nd pmt. - Development of Play Areas at Orchard Park, Roxbury, Massachusetts	22,419.30
Superior Tree Service, Inc. - 3d pmt. - Spraying of Trees in the City of Boston	1,659.84
Eastern Tree and Landscape Corp. - 3d pmt. - Spraying of Trees in the City of Boston, Mass.	1,667.70
Balch & Spadaro Contracting Co., Inc. - Second & Final Pmt.- Grading and Loam Surfacing at the Christoper J. Lee Playground, South Boston, Massachusetts	555.80

***

Contracts

Voted, to rescind the vote passed at the meeting of June 30, 1953 awarding contract to Congan Engineering Company for SEAL COAT SURFACING OF THE MacARTHUR MALL ON BOSTON COMMON at a cost of $4000, and

Voted, to award a new contract, subject to the approval of His Honor the Mayor, to the Congan Engineering Company for SEAL COAT SURFACING OF THE MacARTHUR AND BEACON STREET MALLS ON BOSTON COMMON, at a cost not to exceed $4650.00. The total cost includes all materials, labor, trucking, etc., and is figured on a unit price of $0.45 per square yard for an approximate area of 10,200 square yards, contract to be awarded without publicly advertising for bids.

***

Advertised proposals were publicly opened and read at this office on Tuesday, July 14, 1953, at 2:00 o'clock p. m., for FURNISHING AND INSTALLING A NEW HEATING PLANT AT THE PARIS STREET GYMNASIUM, PARIS STREET, EAST BOSTON, MASSACHUSETTS, as follows:

P. J. Riley & Co., 295 Highland Street, Roxbury	$21,997.00
Joseph F. Dwyer, 103 Park Street, West Roxbury	23,785.00
Powers & Mehegan Co., 500 Broadway, South Boston	24,275.00
Fred Williams, Inc., 47 Ellery St., South Boston	26,997.00
J. A. Bell Company, 4 Cypress St., Brookline	30,000.00

Voted, with the approval of His Honor the Mayor, to award the contract to the lowest bidder, P. J. Riley & Co., 295 Highland Street, Roxbury, for the sum of $21,997.00, to be charged to the regular Park Department budget item 264.

***

Voted, to award a contract without publicly advertising for bids, subject to the approval of His Honor the Mayor, to F. C. Dolan & Sons, 18 Aldworth Street, Jamaica Plain, for ROPING AND STAKING PLAYGROUNDS FOR NIGHT BASEBALL AND FOOTBALL GAMES AND SUNDAY FOOTBALL GAMES, during the 1953 season, for a sum not to exceed $4970.00, to be charged to the regular budget item 299, Park Department.

***

Voted, to grant an extension of time to September 1, 1953, on contract of John McCourt Company for "Development of Play Areas at Orchard Park, Roxbury.

***

Voted, to approve an extension of time for completion of contract with Eastern Tree and Landscape Corporation, 280 Bridge Street, Dedham, for "Spraying of Trees in the City of Boston, Massachusetts", to July 29, 1953.

Voted, to approve an extension of time for completion of contract with Anchor Post Products, Inc., 20 Needham Street, Newton Highlands, Mass., for "Furnishing and Erecting Chain Link Fences and Backstops at Park Department Playgrounds", to August 6, 1953.

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Land Matters

John J. Ryan Playground: The Secretary read two communications, one from His Honor the Mayor dated July 13, and another directed to the Mayor by the Metropolitan Transit Authority and referred to the Park Commissioners, asking consideration of the request of the Authority for use of the John J. Ryan Playground, Sullivan Square, as a parking space for automobiles of MTA patrons.

In connection with this request, the Secretary presented the following statistics to the Board:

Area for Ryan Playground taken by Board of Park Commissioners for park purposes on May 8, 1891.

Original Area: (Upland - 595,030 sq. ft. (13.66 acres)
(Flats - 3.7 acres. Total Cost.....$172,923.31

Original park area	595,030 sq. ft.
Deductions:	
Alford St. widening	21,210 sq.ft.
Main& Alford St. widening	12,147 " "
Boston Elevated Rwy. Co., easement	1,586 " "
Sold to Schrafft Choc. Co., 1927	2,667 " "
" " " " " 1950	9,505 " "
Trans. to Commonwealth, 1950	190,858 " "
Total Deductions	237,973 Sq. Ft.
Present Park Area	357,057 Sq. Ft.

After due consideration, the members of the Board stated that they were of the opinion that as the area was obtained for park and playground purposes and as it is still needed for such purposes, they have no other discretion in the matter than to retain it for use as a playground.

It was therefore unanimously voted to refuse the request of the Metropolitan District Authority and to keep the Sullivan Square Playground for play purposes.

It was also voted to send to His Honor the Mayor a letter informing him of the vote of the Board and setting forth some facts in connection with this playground, in particular the important fact that the Commonwealth through its Public Works Department has agreed to recondition this playground and to build thereon a field house, install equipment, lay out athletic fields, etc., as compensation for a section of the playground transferred to the Commonwealth in 1950 for road construction purposes and which included a field house and other playground installations.

***

Holland Playground

The Board considered a request of the Boston School Committee for transfer to the School Department of land at the corner of Mozart and Bolster Streets, Jamaica Plain, known as the Holland Playground, for use as the site of a new school building. The School Committee stated that the present Lowell School Building is to be demolished and the School Department is willing to transfer the site of this building to the Park Department for playground purposes.

The Secretary presented to the Board the following brief history of the Holland Playground:

Playground at Mozart and Bolster Sts., Roxbury, acquired November 2, 1917, by eminent domain, for playground purposes. Area, 46,808 square feet. Named John F. Holland Playground on May 9, 1922.

Park Department record of Sept. 14, 1917: "It was voted to request the Street Commissioners to take a parcel of land known as the Burkhardt Estate, located at Mozart and Bolster Streets, Jamaica Plain, containing about 46,000 sq. ft., same to be used for playground purposes". Cost, $13,700.

After due consideration of the School Department's request, the Board agreed that it appears that the land in question is presently needed for the playground purposes to which it is now devoted and, therefore, the Board voted unanimously that it can not presently see its way clear to transfer this land to the School Department.

***

Land on Morton Street. Consideration was given to the request of Mr. Charles DiMatteo for the purchase of approximately 8200 square feet of land located in the rear of Cross Street and which is part of the Cutillo Playground. This land, although part of the playground, is separated by Morton Street from the main playground area. Mr. DiMatteo's intention is to construct a modern first-class store building on the area if he is allowed to purchase it.

The Board is of the unanimous opinion that the land is no longer needed for park or playground purposes and it was voted to request the Law Department to make an appraisal of the land and, when the Law Department's report is at hand, to consider again the possibility of selling it to Mr. DiMatteo.

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Strandway and K Street. The Board considered a request from Michael J. Healey of 1630 Columbia Road, South Boston, for the purchase of 2456 square feet of park land located off the Strandway at the junction of K Street, South Boston. This land adjoins a lot which Mr. Healey recently purchased from the Real Estate Commission and on which he plans to construct a one-story house. The park land which he hopes to purchase will be used for landscaping purposes.

The records of the Park Department show that on December 31, 1924, the then Board of Park Commissioners voted that this piece of park land was no longer required for park purposes.

After due consideration at today's meeting, it was again decided that the land is no longer needed for park or playground purposes as the location is off the regular park system and the area has presented an unsightly appearance for years.

The Board therefore unanimously voted that as the land is no longer needed for park or playground purposes, they have no objection to the sale of it either privately to Mr. Healey, or at public auction, with the provision that under no condition will any commercial activity be allowed on the premises purchased.

***

Personnel Matters

Voted, to approve the following personnel changes:

Promotions: Roscoe R. Fosci, James J. Kelley, Joseph J. Staiti, to rating of Heavy Motor Equipment Operator, effective July 8, 1953. Frederick H. McIver, laborer to Gardener's Helper, effective July 8, 1953.

Resignations: John T. Murphy, James A. Loftus, laborers, resigned July 7, 1953. Angelo J. Spina, Motor Equipment Operator, resigned July 14, 1953; Salvatore Sozio, laborer, resigned July 21, 1953.

Retirement: Louis Miano, gardener, retired under Veterans Retirement Act, July 7, 1953.

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Discussion Matters -- Myrtle St. and Cutillo Playground

At Commissioner Lee's request, conditions on the Myrtle Street Play Area and on Cutillo Playground were discussed.

Commissioner Lee stated that he is pleased with the general changes that have been made on the Myrtle Street play area. He suggested, however, that two benches be erected on the area, where adults may sit to watch the children at pla Mr. James A. Walsh, General Superintendent, has agreed that these benches will be placed on the play area.

The Board then discussed the proposed construction of a so-called mound on the Cutillo Playground. It was decided that Daniel J. Byrne, Jr., Chief Engineer, be instructed to draw the necessary plans and to advertise for its construction by September 1.

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Miscellaneous

The attention of the Board was called to Circular Letter from the office of the Mayor, dated June 30, 1953, wherein the Mayor called upon all department heads to cooperate in reducing expenditures by 5% in an effort to lower the tax rate.

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The new recreation at Castle Island was called to the attention of the Board. This is a program arranged for children between the ages of five and sixteen who are of a retarded nature. It is a new departure from the regular program and has caused much favorable comment.

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Honorable Maurice J. Tobin

The Board voted to take official notice of the sudden death of Honorable Maurice J. Tobin, former Mayor, Governor and Secretary of Labor, which occurred on July 19, 1953, and it was agreed that the Chairman should send a letter to Mrs. Tobin and her family expressing the sympathy of the Board members.

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The meeting was adjourned at 1:30 o'clock p. m.

Secretary

August 25, 1953

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 10: o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

Voted, to dispense with reading of the minutes of the previous meeting.

Special Drafts approved for payment

Eastern Tree & Landscape Corp. - Second and final pmt. - Airplane Spraying of Large Tree Areas in Boston, Massachusetts . . . . .$ 238.95
Eugene R. Eisenberg, Inc. - Ninth & final pmt. - Constructing a Sanitary and a Locker Building at the Wm. J. Barry Playground, Charlestown, Massachusetts 7,405.32
William W. Drummey - Eleventh & final pmt. - Architectural Services for the Preparation and Plans and Specifications for the Proposed New Field House and Locker Building at the Wm. J. Barry Playground, Charlestown, Mass. 741.32
William J. Banfield - Second & final pmt. - Grading and Sanding L Street Bathing Beach, South Boston, Mass. 376.74
William P. Herlihy - Second and final pmt. - Planting, Seats and Fences at Chester Park, Massachusetts Ave., Boston,Mass. . . . 1,281.75
Arthur J. O'Keefe, Executive Secretary - Paid to Park and Cemetery Division employees for expenses in connection with their employment, Aug. 5, 1953 . . . . . Park Division 441.02
Cem. Division 86.35
Baker & Company, Inc. - Second and final pmt. - Asphalt Surfacing at Franklin Park and Olmstead Park and at the John H. L. Noyes Playground, East Boston, Mass. 3,665.55
John McCourt Company - Third & final pmt. - Reconstruction of Riverway Roads, Roxbury, Mass. 9,446.71
Superior Tree Service, Inc. - Fourth & final pmt. - Spraying of Trees in the City of Boston 975.00
Central Construction Co. - Third & final pmt. - Repairs to Bituminous Pavement on Commonwealth Avenue and such other additional locations within the Boston Park System as may be designated by the Board of Park Commissioners 2,703.02
Congan Engineering Co. - First pmt. - Seal Coat Surfacing on MacArthur and Beacon Street Malls, Boston Common 3,835.33

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Building Permits

The following building permits, submitted to the Park Department by the Building Department, were approved:f

74 Beacon Street - Change occupancy from three apartments to four apartments. Request of Isabel B. Closson.

6 Arlington Street - Interior changes, converting from apartments to dormitory-offices and classrooms. Request of Six Arlington Street, Inc.

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Contracts

Voted, to approve award of contract without public advertising of bids, with the approval of His Honor the Mayor, to Arthur A. Shurcliff and Sidney N. Shurcliff doing business as partners with offices at 14 Beacon Street, Boston, for making at a cost to the city of $9500 a study of the zoo area of Franklin Park (other than Long Crouch Woods) and a report recommending a plan for the improvement and expansion thereof over a twelve-year period. The contract is to be charged to the special appropriation, "Franklin Park Zoo, Rehabilitation Of".

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Contracts (Cont.)

Advertised proposals were publicly opened and read at this office, 33 Beacon Street, Boston, on Tuesday, July 7, 1953, for DEVELOPMENT OF BURIAL AREAS IN MOUNT HOPE CEMETERY, WEST ROXBURY, MASSACHUSETTS, as follows:

DiCenso & Frangioso Co., Inc., 24 Helena Rd., Dorchester.....	$14,703.00
Walter Reed Corporation, 161 Massachusetts Ave., Boston	16,600.00
William P. Herlihy, 564 Huron Avenue, Cambridge	16,945.00
J. Cavigan & Company, 75 Prospect St., Canton, Mass.	19,855.00

Voted, with the approval of His Honor the Mayor, to award the contract to the lowest bidder, DiCenso & Frangioso Co., Inc., 24 Helena Road, Dorchester, for the approximate sum of $14,703.00, to be charged to the special appropriatio "Mt. Hope Cemetery, 33-36".

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Invitation proposals were received from the following plumbing and heating concerns, on July 20, 1953, for FURNISHING AND INSTALLING A NEW HEATING PLANT AT THE MEN'S SECTION, L STREET BATH HOUSE, SOUTH BOSTON, MASSACHUSETTS, as follows:

P. J. Riley & Co., 295 Highland Street, Roxbury	$ 9,973.00
J. L. Sullivan & Co., 107 Massachusetts Ave., Boston	10,165.00
Fred Williams, Inc., 47 Ellery Street, South Boston	10,640.00
J. M. McCusker Co., 17 Chestnut Avenue, Jamaica Plain	10,875.00
Joseph P. O'Hearn, 9 Columbia Place, Dorchester	10,963.00

Voted, with the approval of his honor the Mayor, to dispense with public advertising of bids owing to the emergency nature of the work to be done and to award the contract to the lowest invitation bidder, P. J. Riley & Company, 295 Highland Street, Roxbury, for the sum of $9,973.00, to be charged to the regular budget item 264, Park Department.

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Invitation proposals were asked of eight tree service companies for TRIMMING TREES IN ALL SECTIONS OF THE PARK SYSTEM. Five of these companies responded by submitting the following bids, which are figured on a per-hour basis for tree climbers and include the furnishing of a 1½-ton truck without driver, a 2½-ton truck without driver, a power saw, and a crane truck with winch:

Superior Tree Service, Inc., 15 Littlejohn St., Arlington...	$13.00 per hr
Eastern Tree and Landscape Corp., 280 Bridge St., Dedham ...	13.00 " "
Black's Tree Service, Inc., 95 Eastwood Circuit, W.Roxbury..	18.10 " "
Blueview Nursery, 32 Gaston Street, Roxbury	18.40 " "
R. D. Lowden, 1274 Great Plain Avenue, Needham 92, Mass....	19.35 " "

Voted, with the approval of his honor the Mayor, to dispense with public advertising of bids in order to expedite the work which must be done during the fall season, and to award contracts to the two lowest invitation bidders, dividin the work as follows:

Superior Tree Service, Inc., for a sum not to exceed $10,000
Eastern Tree and Landscape Corp., for a sum not to exceed $10,000.

Both contracts are to be charged to Park Department appropriation, "Removing and Trimming of Trees, etc., 1-31-43".

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Advertised proposals were publicly opened and read at the Park Department office, 33 Beacon Street, on July 28, 1953, for CONSTRUCTING A WOOD FLOAT FOR SAIL IN JAMAICA POND, WEST ROXBURY, MASSACHUSETTS, as follows:

The Wallis Co., 131 State Street, Boston	$ 2,145.00
Martin J. Kelly Co., Inc., 75 Stedman St., Jamaica Plain .	2,580.00
F. C. Dolan & Sons, Inc., 18 Aldworth St., Jamaica Plain .	3,180.00
M. Solimando, 584 Columbia Road, Dorchester	3,588.00
W. H. Ellis & Son Co., 479 Meridian St., E. Boston	4,520.00
J. A. Guiney Construction Co., 26 Chestnut Ave., Boston ...	4,717.00

John P. Cavanagh, 25 Medway Street, Dorchester . . . . $ 6,200.00
John J. Botti, 1050 Adams Street, Dorchester 9,525.00

Voted, with the approval of his honor the Mayor, to award the contract to the lowest bidder, The Wallis Co., 131 State Street, Boston, for the sum of $2,145.00, to be charged to the special appropriation, "Park and Playground Improvements, etc., 1-31-14".

****

Advertised proposals were publicly opened and read at this office on July 28, 1953, for FURNISHING AND ERECTING WIRE FENCES AT THE ARNOLD ARBORETUM, WEST ROXBURY, MASSACHUSETTS, as follows:

P. J. Dinn & Co., 278 Dover Street, Boston . . . . . $ 1,933.40
Cyclone Fence Co., 360 Eastern Avenue, Malden . . . 1,971.70
American Chain Link Fence Co., 24 Ship Ave., Medford 1,985.00
Boston Chain Link Fence Co., 350 Adams St., Dor. ... 2,080.70
Anchor Post Products, Inc., 40 Needham St., Newton Highlands. 2,293.40

Voted, with the approval of his honor the Mayor, to award the contract to the lowest bidder, P. J. Dinn & Co., 278 Dover Street, Boston, for the approximate sum of $1933.40, to be charged to the special appropriation, "Park and Playground Improvements, etc., 1-31-14".

****

Advertised proposals were publicly opened and read at this office on July 28, 1953, for ASPHALT RESURFACING AT MYRTLE STREET PLAY AREA, BOSTON, MASSACHUSETTS, as follows:

William J. Banfield, 50 Terminal St., Charlestown ...$ 1,113.75
Central Construction Co., 228 Southampton St.,Boston 1,240.00
John J. Botti, 1050 Adams Street, Dorchester 1,725.00
S. J. Tomasello Corp., 25 Huntington Ave., Boston ... 1,775.00
Martin J. Kelly Co., Inc., 75 Stedman St., Jam.Plain 1,850.00

Voted, with the approval of his honor the Mayor, to award the contract to the lowest bidder, William J. Banfield, 50 Terminal Street, Charlestown, for the approximate sum of $1,113.75, to be charged to the special appropriation, "Park and Playground Improvements, etc., 1-31-14".

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Advertised proposals were publicly opened and read at this office on August 4, 1953, for ASPHALT SURFACING OF TENNIS COURT AT MARY HEMENWAY PLAYGROUND, ADAMS STREET, DORCHESTER, MASSACHUSETTS", as follows:

John J. Botti, 1050 Adams Street, Dorchester . . . . $ 1,647.00
William J. Banfield, 50 Terminal St., Charlestown .. 1,705.00
Martin J. Kelly Co., Inc., 75 Stedman St., Jam.Plain 2,372.50

Voted, with the approval of his honor the Mayor, to award the contract to the lowest bidder, John J. Botti, 1050 Adams Street, Dorchester, for the approximate sum of $1,647.00, to be charged to the special appropriation, "Park and Playground Improvements, etc., 1-31-14".

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Advertised proposals were publicly opened and read at the Park Department office on August 18, 1953, for CONSTRUCTION OF COASTING RAMP AND ASPHALT RESURFACING AT VINCENT CUTILLO PLAYGROUND, BOSTON, MASS", as follows:

John J. Botti, 1050 Adams Street, Dorchester . . . . $ 5,817.50
Hub Engineering Company, 28 Colonial Ave., Newtonville 5,932.50
A. Singarella & Son, 22a Tremlett St., Dorchester ... 6,610.00
John McCourt Co., 910 Huntington Avenue, Boston . . . 6,710.00

Voted, with the approval of his honor the Mayor, to award the contract to

the lowest bidder, John J. Botti, 1050 Adams Street, Dorchester, for the approximate sum of $5,817.50, to be charged to the special appropriation, "Park and Playground Improvements, etc., Revenue, 1-31-14".

****

Advertised proposals were publicly opened and read at the Park Department office on Tuesday, August 18, 1953, for RECONSTRUCTION AND RESURFACING OF ROADW THE ARBORWAY, JAMAICAWAY AND FRANKLIN PARK", as follows:

Baker & Company, Inc., 3475 Washington St., Boston . . .	$ 67,302.50
Walter Reed Corporation, 161 Massachusetts Ave.,Boston.	67,747.50
Old Colony Construction Co., Vernon St., Quincy,Mass....	68,743.75
S. J. Tomasello Corporation, 25 Huntington Ave., Boston.	68,817.50
John McCourt Co., 910 Huntington Avenue, Boston	73,697.50
Charles M. Callahan, 497 Boylston St., Brookline	74,602.50

Voted, with the approval of his honor the Mayor, to award the contract to the lowest bidder, Baker & Company, Inc., 3475 Washington Street, Boston, for the approximate sum of $67,302.50, to be charged to the special appropriation, "Reconstruction and Repair of Parkways and Roadways, 1-23-19".

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Land Matters

Orchard Park. A communication from the Boston Housing Authority was brought to the attention of the Board, in which a request was made for transfer from the Park Department to the Housing Authority of two small parcels of land located within the Orchard Park development.

Parcel No. 1 is a small triangular piece of land which was part of the original Orchard Park and which extended into and was used as part of Chadwick Street. This small piece of land is now occupied by a building.

Parcel No. 2 is a rectangular piece of land near Yeoman Street. At the time of the construction of the Orchard Park development, engineers employed to lay out the buildings assumed that the park boundary line was straight and located a building on part of this land.

The Street Commissioners have been requested to draw a plan for submission to the Board of Park Commissioners, showing the two parcels of land required by the Housing Authority.

The Board voted that no action be taken until the plan is received and other preliminary work of defining the boundaries of the two parcels of land has been completed.

****

Castle Island. The Board gave consideration to a communication from the Port of Boston Authority containing a request for the immediate acquisition by the Authority of land for the further development of Castle Island facilities, as authorized under Chapter 626 of the Acts of the Legislature. The land contains 6.3 acres, being the same premises under contract of lease No. W-19-016 Eng. 215, to the United States of America, dated October 1, 1945. The Act states that the land can not be transferred to the Port Authority unless the Board of Park Commissioners at a regular or special meeting assents to the conveyance.

Records of the Park Department show that this land was transferred to the Metropolitan District Commission in 1949, with other South Boston beach property.

The matter was referred to the Corporation Counsel to determine whether the assent of the Park Commissioners is required, in view of the transfer of the land to the Metropolitan District Commission.

The Board voted that no further action be taken in the matter of assent until an opinion is received from the Corporation Counsel.

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Baker, Gardner and Spring Streets, W. R.
Opposite Theodore Vane School

The Board again discussed the possible acquisition of land for playground purposes, located on Baker, Gardner and Spring Streets, West Roxbury, opposite the Theodore Vane School. The subject had previously been discussed at meetings of the Board on June 30 and August 13, 1953. Present at the latter meeting were Mr. Ernest G. Angevine representing the owners of the property, and the Chief Engineer of the Street Department who had agreed to draw a plan of the entire area including abutting property which is of little value but which should be taken with the property of the parties represented by Mr. Angevine.

As of the present date the plan of the area has not been completed. The Board therefore agreed to lay the matter on the table until a later meeting when more information is available.

****

Boston Lifeboat Station, Castle Island

Upon consideration of a suggestion of Captain W. R. Richards, Acting Commander, 1st Coast Guard District, the Board of Park Commissioners agreed to assume temporary custody of the proposed Boston Lifeboat Station site at Castle Island for park purposes, on a temporary permit basis after cancellation of the permit under which Boston now holds this property, such temporary custody to be covered by a revocable license which will be revoked at such time as Coast Guard funds are available for construction of the new Boston Lifeboat Station.

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Eggleston Square Fire Station

The Board voted to abandon its plan to convert the land and building at 3089 Washington Street, Jamaica Plain (formerly the headquarters of the Fire Department Engine 42) to a laundry building for Park Department use, for the reason that after an extensive survey the cost of conversion appears to be prohibitive.

It was also voted that the order for transfer of this property to the Park Department, now before the Committee on Public Lands in City Council, be withdrawn.

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Change in Park Rules,
Taxicabs on Parkways

Voted, to permit taxicabs with advertising matter appearing on the rear bumpers or rear windows to be driven over Boston parkways which are under control of the Park Department.

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Personnel Matters

Retirements: Edward J. Keane, laborer, August 18, 1953.
Michael J. Hardy, park keeper, on August 18, 1953.

Resignation: Joseph E. Madden, laborer, on August 18, 1953.

****

Absence of Chairman
from City

Voted, that in the absence of Commissioner Frank R. Kelley from his duties as Chairman of the Board of Park Commissioners during the period beginning August 27 and ending September 4, 1953, either Commissioner Theodore C. Haffenreffer or Commissioner Joseph Lee, whichever is available, be empowered to sign payrolls, contracts, leases, and all other necessary papers for the proper conduct of the business of the Park Department.

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Discussion Matters

Boating Program: The Board discussed a City Council Order filed by Councill Foley, requesting the Board of Recreation, through His Honor the Mayor, to furnis the City Council its informed opinion as to the feasibility of a recreational boating program combining the personnel of the Park Department sailing program with the Boston Evening School Center Program. A letter from Councillor Foley to the Board of Recreation, explaining his plan in detail, and a reply to Councillor Foley by Mr. Joseph Lee, acting in his capacity as a member of the Board of Recreation, was presented to the Board.

In his reply to Councillor Foley, Mr. Lee explained the reasons for his opposition to the plan - that the construction of boats by a large number of boys and young men at their own expense means that the boats are privately owned and may be used wherever their owners wish, subject to no control or supervision by the Park Department, a dangerous pastime for unskilled young sailors. Mr. Lee recommended an expanded Park Department sailing program, with a small but adequate number of boats owned by the city and used by participants in the sailing program only under supervision of competent instructors.

The discussion ended with the members of the Board in agreement with Mr. Lee's views.

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The meeting adjourned at 12:50 p. m.

Secretary

October 1, 1953

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 10:25 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

Records of the previous meeting were read and approved.

Unfinished Business - Columbia Road and K Street

At the Board meeting on July 20, 1953 the Board voted that it had no objection to the sale either privately or at public auction of a parcel of land at Columbia Road and K Street, which is no longer needed for park purposes.

Mr. W. T. McDermott, Assistant Corporation Counsel, was present at today's meeting and reported that there is only one lot of land available for sale. It is the largest of three plots at this location and contains 2150 square feet. The other two plots were sold in 1929 by the City Council.

No action was necessary by the Board at this meeting. The matter was brought up by Mr. McDermott for the Board's information, before he proceeds to ascertain from other City Departments whether they have any use for the land for public purposes and, if they have not, that it may be presented to the City Council for approval of the sale of the land either privately or at public auction.

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Unfinished Business - Transfer of Land in CastleIsland Area

At the Board meeting on August 25, 1953, the Board considered a request of the Boston Port Authority for the immediate acquisition by the Authority of land in the Castle Island area for the further development of Castle Island facilities,

as authorized under Ch. 626 of the Acts of the Legislature. The matter was referred to the Corporation Counsel for an opinion as to whether the land is now under jurisdiction of the City of Boston Park Department or the Metropolitan District Commission.

Mr. McDermott, Assistant Corporation Counsel, was present at today's meeting and explained that the Metropolitan District Commission holds the land under a temporary transfer only and that the assent of the Board of Park Commissioners is required before the land can be transferred.

As the land is no longer required for park purposes, the Board

VOTED: That the conveyance, without consideration, to the Commonwealth of Massachusetts, of a parcel of land in the Castle Island area of the City of Boston be, and hereby is, assented to; said parcel containing 6.3 acres of land more or less, bounded and described in the form of conveyance and shown on a plan marked "The Commonwealth of Massachusetts - Port of Boston Authority - Commonwealth Pier No. 5, South Boston, Mass. - Land of the City of Boston to be Conveyed to The Commonwealth of Massachusetts in South Boston, Mass. - Date June 22, 1953".

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Land on Park Drive - Sears, Roebuck & Co.

Mr. McDermott reported to the Board that the constitionality of the contemplated sale of park land to Sears Roebuck & Company, situated in the Roxbury district and bounded by Park Drive, Boylston Street and the Riverway, will be argued before the Supreme Court some time during the week of October 5, 1953.

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New Business:

Bequest to Mt. Hope Cemetery. The Board discussed with Mr. McDermott, Assistant Corporation Counsel, a bequest in the Will of Miss Florence C. Brown, to Mount Hope Cemetery of the sum of $150, said sum to be held by the proper officers of the cemetery and the interest therefrom to be used to provide flowers for Miss Brown's lot in said cemetery on Memorial Day of each year.

By vote of the Board Mr. McDermott was requested to write to the executor of the estate of Florence E. Brown to ascertain if the amount of her bequest could be increased from $150 to $300, the proceeds on $150 being deemed insufficient at present-day interest rates to provide a suitable decoration for the lot on each Memorial Day. It was also voted that in the event the amount of the bequest can not be increased, the Board will accept the sum of $150 and will provide such floral decoration as it is possible to purchase from the earnings therefrom.

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Relocation of Water Line - Chestnut Hill Avenue Land. Mr. McDermott, Assistant Corporation Counsel, presented a plan to the Board, from Arthur Melville, business agent for Boston College, requesting approval of the Board to relocate the present water line on land in the Chestnut Hill section recently sold to Boston College, so that the line would not lie under a building to be erected by Boston College.

The Board voted unanimously that it had no objection to the relocation of the water line provided that all expenses in connection with it are to be paid by Boston College.

The plan was left in custody of the General Superintendent and Chief Engineer of the Park Department, who were instructed to work out details of the relocation with the College engineers.

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SPECIAL DRAFTS: Voted, to approve the payment of the following special drafts:

Arthur J. O'Keefe, Exec. Secy. - Paid to Park and Cemetery Division employees for expenses in connection with their employment, ... Park Division . . $ 566.31
Cem. Division . . 79.53

Eastern Tree and Landscape Corp. - Fourth & final pmt. - Spraying of Trees in the City of Boston, Massachusetts... 675.00

John M. Cashman - Second and final pmt. - Construction of Play Area at West Rutland Sq. and Claremont St., Boston... 604.57

John McCourt Company - Third pmt. - Development of Play Areas at Orchard Park, Roxbury, Massachusetts 23,646.95

John J. Botti - First Pmt. - Asphalt Surfacing of Tennis Court at Mary Hemenway Playground, Adams St., Dorchester.. 1,407.67

Eastern Tree and Landscape Corp. - First pmt. - Trimming of Trees in all Sections of the City 3,084.65

William J. Banfield - First pmt. - Asphalt Resurfacing of Myrtle Street Play Area, Boston, Massachusetts 978.77

Anchor Post Products, Inc. - First pmt. - Furnishing and Erecting Chain Link Fences and Backstops at Park Department Playgrounds 8,562.48

Superior Tree Service, Inc. - First pmt. - Trimming of Trees in all Sections of the City 4,173.07

DiCensi & Frangioso Co., Inc. - First pmt. - Development of Burial Areas in Mt. Hope Cemetery, W. Roxbury, Mass. . . . 12,402.75

P. J. Dinn & Company - First Pmt. - Furnishing and Erecting Wire Fences at the Arnold Arboretum, W. Roxbury, Mass. . 1,580.51

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BUILDING PERMITS: Voted to approve the following building permits referred to the Park Department by the Building Department:

284 Commonwealth Avenue - Change occupancy from one-family dwelling to music shcool and dormitory. Request of Ruth and Philip Saltman.

348 " " - Change occupancy from three-family dwelling to three-family dwelling and dentist office. Request of Charles T. and Mary Mills.

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PARKMAN FUND. Voted to approve a request on His Honor the Mayor for transfer from the income of the George F. Parkman Fund of the sum of $33,000 which is now available, to be expended under direction of the Park Commissioners as follows:

Parks in Existence on January 12, 1887,
Maintenance and Improvement Of,....$33,000.

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CONTRACTS

Proposals were publicly advertised for DEVELOPING BURIAL AREAS AT FAIRVIEW CEMETERY, HYDE PARK, MASSACHUSETTS, AND EVERGREEN CEMETERY, BRIGHTON, MASSACHUSETTS to be opened at the Park Department office on Tuesday, August 25, 1953.

Six contracting firms obtained specifications and proposals from this office, but the only bid received was the following:

DeCenso & Frangioso Co., Inc., 24 Helena Rd., Dorchester....$12,200.00

Voted, to approve the award of a contract to the only bidder, DiCenso & Frangioso Company, Inc., 24 Helena Road, Dorchester, for the approximate sum of $12,200.00, to be charged to the special appropriation, "Fairview-Evergreen Cemeteries, Development Of, 33-27".

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Advertised proposals were publicly opened and read at this office, 33 Beacon Street, on Tuesday, September 15, 1953, for ASPHALT WALKS, DRAINAGE AND GRADING AT THE PUBLIC GARDEN, BOSTON, MASSACHUSETTS, as follows:

Atlantic Roads Co., 358 Medford St., Charlestown . . .	$23,981.00
William P. Herlihy, 564 Huron Avenue, Cambridge. . . .	24,046.00
Louis Recine Co., 89 Adams Street, Newton	28,353.00
John J. Botti, 1050 Adams Street, Dorchester	29,217.00
John McCourt Co., 910 Huntington Ave., Roxbury	29,712.50
Walter Reed Corp., 161 Massachusetts Ave., Boston. . .	31,370.00
Charles Callahan Co., 69 Zeigler Street, Roxbury . . .	34,799.00
John M. Cashman, 69 Neponset Avenue, Dorchester . . .	36,585.00

VOTED, with the approval of His Honor the Mayor, to award the contract to the lowest bidder, Atlantic Roads Co., 358 Medford Street, Charlestown, for the approximate sum of $23,981.00, to be charged to the special appropriation, "Reconstruction and Repair of Parkways and Roadways, 1-23-19".

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Extension of Time on Contract: Voted to approve an extension of time to October 1, 1953 for completion of contract of P. J. Riley & Co., 295 Highland Street, Roxbury, for FURNISHING AND INSTALLING A NEW HEATING PLANT AT THE MEN'S SECTION, L STREET BATH HOUSE, BOSTON, MASSACHUSETTS.

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CUSTODY OF FIRE DEPT. BLDG.

The attention of the Board of Park Commissioners was called to a notice received from the Fire Commissioner stating that the Fire Department would take over custody of the building at 3089 Washington Street, former headquarters of Engine 42, at 5 p. m., on Monday, September 28. The Park Department had maintained temporary custody of this building for several months, until its plan to convert the property for use as a laundry was abandoned.

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CHANGE IN ZONING LAWS--CHARLESGATE WEST

The attention of the Board was called to a notice from the Board of Zoning Adjustment that an Order has been filed by the Board of Zoning Adjustment in the office of the Building Commissioner, to the effect that on Petition of Lawrence K. Palder, by Hirsh Freed, the following change is allowed: Extend the B-80 (General Business, 80 ft. in height) zone on Ipswich Street in Boston easterly to Charlesgate West and Boylston Street, so as to include an area now zoned as R-65 (General Residence, 65 ft. in height). No action was taken by the Board.

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ACTS OF THE LEGISLATURE

Copies of the following Acts of the Legislature, received from the Corporation Counsel, were called to the attention of the Board:

1. Copy of Ch. 528 of the Acts of 1953, entitled "An Act Providing for the Care and Control by the Metropolitan District Commission of a Certain Recreation Area in the East Boston District of the City of Boston".

2. Copy of Ch. 78 of the Resolves of 1953, entitled "Resolve Authorizing and Directing the Metropolitan District Commission to Make an Over-All Survey of the Metropolitan Parks District Relative to the Construction and Operation of Swimming Pools, Skating Rinks and Other Recreational Facilities in the Communities Therein".

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REFUNDS

Voted, to reimburse Nettie Theodore of 31 Browning Avenue, Dorchester, in the amount of $50, for return of Grave 3362 Section G in Mount Hope Cemetery to ownership of the City of Boston. Charged to Cemetery Division General Fund.

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DELEGATES TO CONVENTION

Voted, to approve the assignment of James A. Walsh, General Superintendent of the Park Department, and Joseph R. Hynes, Head Administrative Clerk, as delegates to attend the American Institute of Park Executives in Denver, Colorado for the period from September 11 to September 20 including four days' travel time.

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ADVERTISING ON TAXICABS USING PARKWAYS

The Board discussed a letter from the Metropolitan District Commission containing copy of its vote to permit use of Metropolitan Parkways by taxicabs carrying advertising signs, provided that this permission shall be subject to review by the Commission prior to November 1, 1953.

Pending receipt of final decision by the Metropolitan District Commission relating to Metropolitan Parkways, the Board voted to postpone reconsideration of permit which it granted on August 25, 1953, allowing advertising to be displayed on taxicabs using City of Boston parkways.

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BOSTON COMMON GARAGE

The latest report from Motor Park, Inc., relative to progress in financial arrangements for the Boston Common Garage, was presented to the Board.

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PERSONNEL CHANGES

Joseph F. Millard, laborer, transferred to Traffic Commission Sept. 9, 1953.
John F. Landry, swimming instructor, reinstated September 9, 1953.
Thomas Derby, parkkeeper, died Sept. 29, 1953.
Vito Varano, laborer, resigned Sept. 28, 1953 because of ill health.

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NORTHEASTERN UNIVERSITY - LAND AT
HEMENWAY STREET AND HUNTINGTON AVE.

The Chairman read a communication which was addressed to His Honor the Mayor and referred by the Mayor to the Park Commission, relating to a tract of land which Northeastern University hopes to acquire from the City of Boston (Park Commission), located at the corner of Hemenway Street and Huntington Avenue.

After an informal discussion of the letter, the Board was of the opinion that many details of the proposed transaction are not clear and that more information and further discussion are required before they can intelligently act on the matter.

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The meeting was adjourned at 1.10 p. m.

Secretary

October 13, 1953

A special meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, Today, at 10:30 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee, and also Assistant Corporation Counsel William T. McDermott.

The purpose of the meeting was the further consideration of the request of Mr. Charles DiMatteo for the purchase of approximately 8200 square feet of land located on the southerly side of Morton Street, being a portion of Vincent Cutillo Playground but separated from the main playground area by Morton Street. Mr. DiMatteo is an abutter, who plans to extend his mercantile establishment by the erection of a modern one-story structure on the area which he proposes to purchase.

Mr. McDermott presented to the Board two appraisals of the land which were made by Mr. Edward M. O'Hearn, 144 Dorchester Avenue, and Henry C. Mildram, 11Beacon Street, Boston.

After consideration of the appraisals, the Board arrived at the conclusion that Mr. DiMatteo is the logical purchaser and that his offer of $20,000 for the land, which is 25% above the assessed valuation, is a fair one.

The Board then drafted a letter to be presented to the Mayor and City Council, informing them of the Board's conclusion in this matter.

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The Board members then held a discussion relating to a suggestion by Commissioner Lee that the parade ground on Boston Common be set aside for a play area, to be devoted principally to informal scrub football games and baseball games.

Mr. Lee was of the opinion that some part of the Common should be reserved for such play purposes, that by tradition from early Colonial days the Common has been a place of recreation for school boys.

Chairman Kelley and Commissioner Haffenreffer stated that they believe a distinction must be made between a park and a playground and that the playing of the rougher games such as football and baseball would soon destroy grass areas and shrubbery in parks and that, on the Common, there is great danger of injury by pitched balls to persons using the Common as a park and to those who use the walks as a passageway between public highways.

Mr. Lee stated he believed no damage would be done to turf during ordinary play because the players would not be wearing spike shoes.

No decision was arrived at. It was agreed that the subject should be brought up for further discussion at the next meeting.

Secretary

December 2, 1953

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 10:30 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreff and Joseph Lee. Admitted to the meeting to discuss a proposed purchase of park land by Northeastern University were W. T. McDermott, Assistant Corporation Counsel, Daniel J. Byrne, Jr., Chief Engineer of the Park Department, and Carl Ell, President of Northeastern University.

Special drafts - Voted to approve the following special drafts for payment:

Superior Tree Service, Inc. - Second pmt. - Trimming of Trees in all Sections of the city	$ 2,782.69
Eastern Tree & Landscape Corp. - Second pmt. - Trimming of Trees in all sections of the city	1,906.76
Arthur J. O'Keefe, Executive Secy. - Paid to Park and Cemetery Division employees for expenses in connection with their employment, Oct. 2, 1953, Park Division..	416.69
Cem. Division..	66.74
Anchor Post Products, Inc. - Second & final pmt. - Furnishing and Erecting Chain Link Fences & Backstops at Park Department Playgrounds	1,511.03
The Wallis Company - First pmt. - Constructing a Wood Float for Sailboats in Jamaica Pond, W. Roxbury, Mass.	1,780.61
Congan Engineering Co. - Second & final pmt. - Seal Coat Surfacing of MacArthur and Beacon Street Malls, Boston Common, Boston, Mass.	676.82
Superior Tree Service, Inc. - Third pmt. - Trimming of Trees in all sections of the city	1,524.26
John J. Botti - First pmt. - Construction of Coasting Ramp and Asphalt Resurfacing at Vincent Cutillo Playground, Boston, Mass.	4,700.22
P. J. Riley & Company - First pmt. - Furnishing and Installing a New Heating Plant at Men's Section, L St. Bath House, South Boston	8,477.05
Eastern Tree & Landscape Corp. - Third pmt. - Trimming of Trees in all sections of the city	1,816.24
John McCourt Company - Fourth & final pmt. - Development of Play Area at Orchard Park, Roxbury, Mass.	10,579.80
William J. Banfield - Second & final pmt. - Asphalt Resurfacing of Myrtle Street Play Area, Boston, Mass...	172.73
John J. Botti - Second & final pmt. - Asphalt Surfacing of Tennis Courts at Mary Hemenway Playground, Adams Street, Dorchester, Mass.	248.41
DiCenso & Frangioso Company, Inc. - Second & final pmt. - Development of Burial Areas in Mount Hope Cemetery, West Roxbury, Mass.	2,300.72
Arthur J. O'Keefe, Executive Secretary - Paid to Park and Cemetery Division employees for expenses in connection with their employment, Nov. 6, 1953, Park Division....	459.30
Cem. Division....	67.68
Eastern Tree & Landscape Corp. - Fourth pmt. - Trimming of Trees in all Sections of the city	1,692.53
Atlantic Roads Co., Inc. - First pmt. - Asphalt Walks, Drainage and Grading at the Public Gardens, Boston.....	4,062.19
P. J. Dinn & Co. - Second & final pmt. - Furnishing and Erecting Wire Fences at the Arnold Arboretum, W.Roxbury	278.91
P. J. Riley & Co. - First pmt. - Furnishing and Installing a New Heating Plant at the Paris Street Gymnasium, Paris Street, East Boston	19,797.30
DiCenso & Frangioso Co., Inc. - First pmt. - Developing Burial Areas at Fairview Cemetery, Hyde Park and Evergreen Cemetery, Brighton	9,733.46

Building Permits

Voted, to approve the following building permits submitted to Park Department by the Building Department:

520 Commonwealth Ave. - Change occupancy from doctors' offices, clinical laboratory and school in basement to doctors' offices and gift shop in basement. Request of Percy L. Rideout.

285 Commonwealth Ave. - Change occupancy of this building from a single family dwelling to a single family with doctors' offices. Request of Dr. Philip E. Meltzer.

561-565 Commonwealth Ave. - Modification of plan arrangement. Height reduced from approximately 35' to 20' rear portion--12' front portion. Type of construction changed to Type II and Type IV. Request of General Tire & Rubber Company.

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Parkman Fund

Voted, to request His Honor the Mayor for approval of use of Parkman Fund Income now available, for the following purpose:

Common and Parks in Existence on January 12, 1887,
Maintenance and Improvement of . . . . . $ 40,000.

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Contracts

Advertised proposals were publicly opened and read at this office, 33 Beacon Street, Boston, on Friday, October 23, 1953, for LOAMING AND SODDING OF THOMAS PARK, SOUTH BOSTON, MASSACHUSETTS, as follows:

William F. Herlihy, 564 Huron Avenue, Cambridge, Mass. . .	$ 5,127.50
Wogan Lawn Service of Manchester, Inc., 55 School St., Manchester, Massachusetts	11,900.00

Voted, to approve award of contract to the lower of the two bidders, William F. Herlihy, 564 Huron Avenue, Cambridge, Massachusetts, for the sum of $5,127.50, to be charged to the special appropriation, "Park and Playground Improvements, etc., Revenue, 1-31-14".

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Advertised proposals were publicly opened and read at this office, 33 Beacon Street, Boston, on Tuesday, November 3, 1953, for CONSTRUCTION OF ANIMAL SHED AT THE ELK RANGE, FRANKLIN PARK, WEST ROXBURY, MASSACHUSETTS, as follows:

Werner Construction Co., 87 Wales St., Dorchester. . . .	$ 3,800.00
F. C. Dolan & Sons, Inc., 18 Aldworth St., Jamaica Plain..	3,800.00
M. Solimando, 584 Columbia Road, Dorchester	3,984.00
John F. Shea Co., Inc., 41 Hollingsworth St., Mattapan ...	4,090.00
J. J. Bonavire, Inc., 65 Cushing Avenue, Dorchester	4,116.65
Faletra Bros. Inc., 115 Providence Street, Hyde Park . . .	4,380.00
American Construction Co., Inc., 18 Oliver St., Boston ...	4,764.00
Dominick Puleo, 11 Meehan Street, Jamaica Plain	5,125.75
Arielli Construction Co., Inc., 69 Gloucester Road, Westwood, Massachusetts	5,800.00
Martin J. Kelly Co., Inc., 95 Prince St., Jamaica Plain ...	5,980.00

Voted, to approve award of contract to the lowest bidder, F. C. Dolan & Sons, Inc., 18 Aldworth Street, Jamaica Plain, for the sum of $3,800, to be charged to the special appropriation, "Franklin Park Zoo, Rehabilitation of, 1-31-21".

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Contracts (Cont.)

Advertised proposals were publicly opened and read at this office, 33 Beacon Street, Boston, on Tuesday, November 3, 1953, for CONSTRUCTION OF SMALL PLAY AREA AT DOUBLASS COURT, BOSTON, MASSACHUSETTS, as follows:

F. C. Dolan & Sons, Inc., 18 Aldworth St., Jamaica Plain....$2,757.00
M. Solimando, 584 Columbia Road, Dorchester 3,742.00
John F. Shea Co., Inc., 41 Hollingsworth St., Mattapan . . . 3,870.00
John M. Cashman, 96 Neponset Avenue, Dorchester 3,945.00
Faletra Bros. Inc., 115 Providence Street, Hyde Park 4,806.00
John J. Botti, 1050 Adams Street, Dorchester 5,423.00

Voted, subject to approval of His Honor the Mayor, to award the contract to the lowest bidder, F. C. Dolan & Sons, Inc., 18 Aldworth Street, Jamaica Plain, for the sum of $2,757.00, to be charged to the special appropriation, "Park and Playground Improvements, etc., Revenue, 1-31-14".

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Advertised proposals were publicly opened and read at this office, 33 Beacon Street, Boston on Tuesday, November 17, 1953, for EXCAVATING AND LOAMING FOR TREE PITS ON CITY STREETS IN BOSTON, MASS., as follows:

Atlantic Roads Company, 358 Medford St., Charlestown $1,487.50
Cox & Whitmore, Inc., 691 Washington St., Dedham 1,862.50
William J. Banfield, 50 Terminal Street, Charlestown 3,086.25
John J. Botti, 1050 Adams Street, Dorchester 3,375.00

Voted, subject to approval of His Honor the Mayor, to award the contract to the lowest bidder, Atlantic Roads Company, 358 Medford Street, Charlestown, for the approximate sum of $1,487.50, to be charged to the special appropriation, "Trees Afflicted with Dutch Elm Disease, Removal of, 1-31-43"

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Voted, to approve award of contract, without publicly advertising for bids, to the National Gunite Corporation, 101 West Dedham Street, Boston, Massachusetts, for "Cement Grout Stabilizing of Subgrade of Oil Storage Area, Paris Street Gymnasium, East Boston, Massachusetts", at the price of Eighteen Hundred ($1800.00) Dollars, same to be charged to the regular Park Department budget item 269. As the work is of an emergency nature and the National Gunite Corporation has the equipment and personnel to do the job properly, it was voted to dispense with publicly advertising for bids.

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Voted, to approve the following addition to contract of BAKER & COMPANY, INC., 3475 Washington Street, Jamaica Plain, Massachusetts, for "Reconstruction & Resurfacing of Roadways in the Arborway, Jamaicaway and Franklin Park":

Original Contract.....$67,302.50
Addition 1,777.50

Contract as Standing.... $69,080.00

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Voted, to approve extensions of time on the following contracts of P. J. Riley & Company, 295 Highland Street, Roxbury:

Furnishing & Installing a New Heating Plant at the Men's L Street Bath House Section, South Boston, Massachusetts, - extended to October 15, 1953.

Furnishing & Installing a New Heating Plant at the Paris Street Gymnasium, Paris Street, East Boston, Massachusetts, - extended to October 24, 1953.

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Land Matters

Northeastern University - Hemenway St. & Fenway

Dr. Carl S. Ell, President of Northeastern University, appeared before the Board to speak on the proposed purchase by Northeastern University of park land located at Huntington Avenue and Hemenway Street, in the Fenway, as a site of a home for the University president. Dr. Ell gave the Board a most interesting resume of the history of the University and its program of expansion.

Commissioners Haffenreffer and Lee suggested other sites for the location of such a building, and Chairman Kelley stated that the Board would be required to state that the land was no longer needed for park purposes, before any action could be taken.

After Dr. Ell had left the meeting, the Board adopted the following vote:

> That, although they were very sympathetic with Dr. Ell's problem and appreciate very much the great contribution made to the youth of the city by Northeastern University, they could not in good conscience state that the land is not needed for park purposes and, accordingly, regret that they can not, as Trustees of park property, give approval for the sale of this particular piece of land.

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Boston Common Garage

The extension of the agreement with Motor Park, Inc., for construction of an underground garage at Boston Common, which expired on November 30, 1953 was brought before the Board for consideration and it was voted that the following new extension be granted to Motor Park, Inc.:-

EXTENSION

"November 30, 1953.

The agreement between the City of Boston and Motor Park, Inc., for the construction of an underground garage at Boston Common will this day expire. This agreement is hereby extended on an indefinite, indeterminate basis, subject to the condition that in the event an offer should be made to the City by responsible persons who are able to satisfy the City that they are financially able, willing, and ready to commence the construction of a garage under the Common, this agreement can be terminated on ninety days' notice.

During the ninety days' notice period, Motor Park, Inc., shall have the right to nullify such notice by giving evidence fully satisfactory to the City that it is financially able, willing, and ready to commence the construction of such a garage, which it undertakes to begin forthwith.

CITY OF BOSTON

By Frank R. Kelley
Joseph Lee
T. C. Haffenreffer
Commissioners of Park Department
of the City of Boston

APPROVED:

John B. Hynes
Mayor of the City of Boston

MOTOR PARK, INC.

Winthrop R. Scudder
Vice President "

Frothingham School Land, Charlestown

The Board considered the suggestion of the School Department that the Park Department acquire the school yard of the Frothingham School, Charlestown, and the adjoining area as a play site.

The Board voted that in view of the fact that the 1954 budget is greatly reduced, the department is not in a position to acquire land at this time. It was agreed that if conditions improve in the future, the Board will give consideration to this suggestion of the School Board.

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Land in front of Teachers' College--
Huntington Ave., Longwood Avenue, etc.

A notice was called to the attention of the Board stating that by vote of the City Council of October 19, 1953, approved by the Mayor, land located in front of Teachers' College and bounded by Huntington Avenue, Longwood Avenue, Worthington Street, Tetlow Street and Evans Way, was deeded to the Commonwealth. The Board approved the proposed transfer of this land at Board meeting on June 30, 1953.

Troy Street,Tot Area

The Board considered the request of the Boston Housing Authority for trans to the Authority of the Tot Play Area on Troy Street, South End, for use in connection with the re-development of housing plans, and it was agreed by the Board that the land would be transferred at the proper time but not until it is absolutely necessary.

Lomasney Park, North End

The Board discussed the request of the Public Works Department of the Commonwealth for use of Lomasney Park, North End, as a parking area for motor vehicles of the department employees. No action was taken by the Board. However, Mr. Kerr of the Law Department, informed the Board that he has introduced a special bill in the Legislature which, if approved, will allow the Park Department to give the Public Works Department of the Commonwealth the necessary permission to use the area as a parking space.

Columbia Road and K Street

The Board again discussed the proposed sale of 2456 square feet of park land either privately or at public auction, located off the Strandway at the junction of K Street. Mr.W. T. McDermott of the Law Department appeared before the Board and stated that he had ascertained that no other city department was interested in acquiring the land.

The Board took no action on the matter at this meeting.

Cutillo Playground, North End.

The matter of the proposed sale of 8200 square feet of land on Morton Street, North End, part of the Cutillo Playground, was again brought up for consideration.

The Secretary read a letter from Father Fair, Pastor of St. Mary's Church in the North End, stating reasons why Father Fair believed this area should be retained and developed as an additional play area.

Voted, to take no action on the matter at this time.

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Change in Zoning Laws

The Secretary read a letter from Attorney Hirsch Freed relative to a change in the building ordinance at Ipswich Street and Charlesgate West. No action was taken by the Board.

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Skating Program

Commissioner Leee discussed certain improvements in the department's skating program which he believes are desirable and necessary. No action was taken by the Board.

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Personnel Matters

William P. Kilroy, laborer, Andrew J. Magri, laborer, and Mary J. Hennessy, matron, all at $50.50 per week, transferred to Park Department from Boston City Hospital on Oct. 28, Nov. 4 and Nov. 25, 1953, respectively.

Henry F. Fuoco, Recreation Instructor at $58.00 per week, and Charles E. McCluskey, Recreation Instructor at $58.00 per week, appointed from Civil Service list on December 2, 1953.

Anthony Segadelli, Sr. Recr. Instructor at $76.50, resigned on Oct. 27, 1953; Thomas J. Veasey, Jr., Zoo Attendant at $60.50 per week, resigned on November 17, 1953

Mabel Marshall, matron, John J. Morris, laborer, and Mary T. Kelley, matron, retired on October 31, November 10 and November 30, 1953, respectively.

George E. McDonough, laborer, William Lawless, gardener, and John C. McAuley, laborer, died on October 8, October 23, and November 26, 1953, respectively.

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City Council Resolution

The following resolution of the Boston City Council was received at the Park Commissioners' office and was brought to the attention of the Board:

City of Boston In City Council:

RESOLVED: That the Boston City Council in meeting assembled expresses its commendation of Park Commissioner Frank R. Kelley and the employees of the Boston Park Department for the extremely attractive appearance of the Boston Park System, whose beauty spots have received deserved praise and favorable comment from tourists and visitors of Boston.

In City Council September 28, 1953. Adopted.
Attest: Walter J. Malloy,
City Clerk.

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Mt. Hope Cemetery - Bequest

A check in the amount of $150.00 was received from the Florida National Bank, being a bequest in the will of Florence C. Brown, to be held by the Cemetery Trustees and the yearly income on said $150 to be used to purchase flowers to decorate the grave of Florence C. Brown, in Mount Hope Cemetery, each Memorial Day.

The Board voted to accept this bequest on October 1, 1953.

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The meeting adjourned at 2.10 p. m.

Secretary

January 13, 1954

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 10:40 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

Voted, to dispense with reading of the records of previous meeting.

SPECIAL DRAFTS

Voted, to approve payment of the following special drafts:

John J. Botti - Second & final pmt. - Construction of Coasting Ramp and Asphalt Resurfacing at Vincent Cutillo Playground, Boston, Massachusetts	$ 829.45
Arthur J. O'Keefe, Exec. Secy. - Expenses paid to employees as of December 2, 1953 . . . . . Park Division . .	486.12
Cem. Division . .	81.33
The Wallis Company - Sec. & final pmt. - Constructing a Wood Float for Sailboats in Jamaica Pond, W. Roxbury, Mass. . . .	314.22
F. C. Dolan & Sons, Inc. - 1st pmt. - Roping and Staking Playgrounds	4,224.50
Lashua Portable Lighting, Inc. - 1st pmt. - Furnishing and Operating Floodlight Equipment on a Rental Basis	4,590.00
Superior Tree Service, Inc. - 4th & final pmt. - Trimming of Trees in all Sections of the City	1,496.48
P. J. Riley & Co. - Second & final pmt. - Furnishing and Installing a New Heating Plant at the Men's Section, L Street Bath, South Boston	1,495.95
William P. Herlihy - First pmt. - Loaming and Sodding of Thomas Park, South Boston, Massachusetts	4,370.74
Atlantic Roads Co.,Inc. - Second pmt. - Asphalt Walks, Drainage and Grading at the Public Garden, Boston, Mass.	3,694.88
Baker & Company, Inc. - First pmt. - Reconstruction and Resurfacing of Roadways in the Arborway, Jamaicaway and Franklin Park	7,327.04
Arthur J. O'Keefe, Exec. Secy. - Expenses paid to employees as of December 31, 1953, ... Park Division . .	441.77
Cem. Division . .	86.66
P. J. Riley & Company - Second and final pmt. - Furnishing and Installing a New Heating Plant at the Paris Street Gymnasium, E. Boston	2,199.70
Arthur A. Shurcliff & Sidney N. Shurcliff - First pmt. - Report Recommending Plan for Improvement and Expansion of Franklin Park Zoo	4,500.00
Atlantic Roads Co. - First pmt. - Excavating and Loaming for Tree Pits on City Streets in Boston, Massachusetts	934.02

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BUILDING PERMITS

Voted, to approve the following building permits referred to the Park Department by the Building Department:

349 Commonwealth Avenue	- Provide secondary means of egress from apt. #22. Request of Realty Owners Inc.
118 " "	- Legalize occupancy from dwelling to lodging house, provide iron fire-escape on rear of building, cut openings for two doors on fourth floor. Request of Ida S. Rolin.

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AMENDMENT TO ZONING LAWS--FENWAY

The following change in zoning laws was called to the attention of the Board

On December 21, 1953 the City Council, by a roll-call vote of six to two, vot to allow construction of a two-story office building on land at Charlesgate West and Ipswich Street. This change in the ordinance relating to restrictions on park frontages was approved by the Mayor under date of December 22, 1953, and rea as follows:-

AN ORDINANCE

Concerning Restrictions on Park Frontages
and Set-Back Restrictions on Certain Estates
Fronting on the Fens.

Be it ordained by the City Council of Boston, as follows:

Section 1. Section 18 of chapter 41 of the Revised Ordinances of 1947 is hereby amended by striking out the period at the end of said section and inserting in place thereof a semicolon and adding thereto the following:

"provided further however, that the prohibition of the use of building for mercantile purposes shall not apply to the lot of land on Ipswich Street bounded by and making the northwest corner of Charlesgate West and Boylston Street."

Section 2. Section 20 of chapter 41 of the Revised Ordinances of 1947 is hereby further amended by striking out the period at the end of said section, and inserting in place thereof a semicolon and adding thereto the following:

"provided, however, that the provisions hereof shall not apply to the lot of land on Ipswich Street bounded by and making the northwest corner of Charlesgate West and Boylston Street."

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CONTRACTS

Advertised proposals were publicly opened and read at the Park Department office on Tuesday, December 8, 1953 at 2:00 o'clock p. m., for "Furnishing and Erecting Chain Link Fences and Backstops at Parks and Playgrounds in Dorchester and Roxbury, Massachusetts", as follows:

Wickwire Spencer Steel, Division of Colorado Fuel & Iron Corp., 80 Federal Street, Boston	$3,462.29
American Chain Link Fence Co., Division of American Spring Bed Mfg. Co., 24 Ship Avenue, Medford	3,774.40
P. J. Dinn & Co., 278 Dover Street, Boston	3,846.25
Boston Chain Link Fence Co., 350 Adams St., Dorchester . .	3,990.35
Anchor Post Products, Inc., 40 Needham Street, Newton . ..	4,270.65
Cyclone Fence Department, American Steel and Wire Division, United States Steel Corp., 360 Eastern Ave., Malden . .	4,430.75

The low bidder, Wickwire Spencer Steel, in its contract book submitted to the Auditor's office, failed to set forth the amount of money on certain major items, as required in the specifications, and therefore its bid was rejected.

The department, however, was anxious to start this work immediately and believed that the interests of the city would best be served by rejecting all bids submitted and therefore, with the approval of His Honor the Mayor, awarded the contract without further publicly advertising for bids to Wickwire Spencer Steel, 80 Federal Street, Boston, for the sum of $3,462.29, to be charged to the special appropriation, "Park and Playground Improvements, etc., Rev. (1-31-14)"

The Board voted to approve the award of the contract to Wickwire Spencer Steel for the sum of $3,462.29, under conditions stated above.

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Coin Lock Agreement

Voted, to approve renewal of agreement with American Coin Lock Co., of Pawtucket, R. I., for operation of convenience stations on Boston Common for another one-year period beginning November 1, 1953 and ending October 31, 1954, at the same rate and under the same conditions as in the previous agreement, - that is, the City to pay the sum of $2500 to the Company and the Company to retain the proceeds of the coin locks. The Company also is to furnish all supplies required and pay four attendants to maintain the four convenience stations.

In connection with the maintenance of these convenience stations on the Common, Commissioner Haffenreffer stated that on a recent visit to one of them he noticed that there was great waste of water. He suggested that we have an inspection made to determine if this condition can be corrected and also to ascertain, if possible, the amount of water used during a one-month period and that the Board then discuss the advisability of charging the American Coin Lock Company for water used. He did not stress this latter point too strongly, but he believes the information obtained from an inspection would be of interest. The foreman on the Common is to be instructed to make the inspection and report to the Chairman.

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Refreshment Concession - G. W. Clubhouse

Voted, to approve an agreement with Timothy J. McKeon, Jr. (DBA McKeon & Casby) for operation of refreshment concession in the George Wright Golf Clubhouse for the year beginning January 1, 1954 and ending December 31, 1954, at a rental of $200 for the term of the agreement.

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Extension of Time - Voted, to approve an extension of time to May 1, 1954 for completion of contract of F. C. Dolan & Sons, Inc., for "Construction of Small Play Areas at Douglass Court, Boston, Massachusetts".

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LAND MATTERS

Baker, Gardner, Spring Sts., W. Roxbury

Voted, unanimously, to request the Board of Street Commissioners to take immediate steps to acquire 313,491 square feet of land situated at Baker, Gardner and Spring Streets, West Roxbury, for playground purposes, substantially as shown on plan entitled, "City of Boston, Baker, Gardner and Spring Streets, West Roxbury", dated November 27, 1953 and signed by James L. Haley, Chief Engineer, Street Laying-Out Department.

It was also voted to request the Board of Street Commissioners to take by eminent domain a right of way easement over Marshall Street from Spring Street to the proposed playground at Baker and Gardner Streets in West Roxbury.

It is understood that in asking the Street Commissioners to make this taking that the cost of the land, namely, $25,000, will be acquired from the appropriation, "Sales of City Property", after approval by the City Council.

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Columbia Road and K Street

Voted, unanimously, to sell at private sale to Mr. Michael J. Healey, 1630 Columbia Road, South Boston, 2534 square feet of land located off the Strandway at the junction of K Street, South Boston, for the sum of $500. It was ascertained that no other city department is interested in this land, and it is of no further use to the Park Department for park or playground purposes.

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Thomas Dwight School Site - Mission Hill

The Board again discussed the request of the Boston School Committee for the transfer to the School Department of certain park land located in the Missi Hill district of Roxbury as a site for a new school building. Present during t discussion were Dr. Dennis N. Haley, Superintendent of Public Schools, Mr. Char McMackin, Superintendent of Construction for the School Department, Mr. W. T. McDermott, Assistant Corporation Counsel, and Mr. Daniel J. Byrne, Jr., Chief Engineer of the Park Department.

At the Park Commissioners' meeting on June 30, 1953, it was voted that this land was presently needed for the playground purposes to which it is now devoted and therefore the Board of Park Commissioners could not see its way clear to transfer the land to the School Department.

At today's meeting Dr. Haley and Mr. McMackin explained in detail that for the past six months they had considered four other locations in the Roxbury district whereon a school might be erected, all of which were a considerable distance from the center of the school population, and that if the city acquired any one of these sites the cost of developing it for school building purposes would be very great and, at the same time, the city would lose valuable taxable property which would have to be removed to clear the site for the erection of a school building.

Park Commissioner Kelley then stated that after carefully considering the matter he believed the Park Department could provide another recreational area in the Mission Hill district if the Park Department allowed the School Departmen to acquire the park land it desires.

In view of all these circumstances, the Board voted to rescind its vote of June 30, 1953. It was then unanimously voted to transfer to the School Department approximately 25,000 square feet of land in the Mission Hill District Roxbury, adjoining the Thomas Dwight School site on Smith Street, for school building purposes.

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Cutillo Playground--Proposed Sale of Land

The Board again discussed the proposed sale of park land at Cutillo Playground, North End, for commercial purposes. The Secretary read the most recent letter on this subject received from the Reverend Leo R. Fair, S. J., Pastor of St. Mary's Church, wherein Father Fair withdrew his objection to the sale of the land provided a children's recreation area could be developed on vacant land on North Margin Street.

The Board voted to hold the entire matter in abeyance until such time as they can ascertain whether the property on North Margin is suitable for park or playground purposes.

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PARKMAN FUND

Voted, to approve request on His Honor the Mayor for transfer of income of the George F. Parkman Fund, available as of December 14, 1953, to the special Park Department appropriation, "Common and Parks in Existence on January 12, 188 Maintenance Of". Amount, $16,898.51.

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EASEMENT, VFW. PARKWAY

Voted, to approve the granting of an easement to the Board of Street Commissioners of the City of Boston in land of the Park Department situated on the VFW Parkway near Bruce Street, West Roxbury, for sewerage purposes.

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PERSONNEL MATTERS

Anthony Segadelli, Senior Recreation Instructor, reinstated as of January 6, 1954.

Winifred A. Donnellan, matron, transferred from Cith Hospital to Park Department as of December 30, 1953.

Retirements: Martin J. Welsh, laborer, 12.8.53; Edward J. Duggan, laborer, 12,29.53; John T. Goode, laborer, 12.29.53; Sabina Heecks, matron, 12.31.53.

Deaths: Angelo Butari, gardener, 12.16.53; John J. Elliott, motor equipment operator, 12.26.53.

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TOBOGGAN SLIDE ON G. W. GOLF COURSE

Commissioner Lee spoke about the toboggan slide at the George Wright Golf Course and stated that in his opinion, which he had also expressed at a previous meeting, the slide is too speedy and rather dangerous. Commissioner Kelley reported that the foreman of the golf course, Mr. Martin, stated that it is speedy but that in view of the number of persons using it, we had a minimum of accidents. Mr. Martin is to be directed to check further, to see if the slide can be made safer.

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REORGANIZATION PLAN

At the conclusion of the regular meeting the Board discussed the new reorganization plan as it pertains to the Park Department. The Chairman informed the members that on Friday, January 15, if he is so requested, he will appear before the City Council and will speak in favor of the reorganization.

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The meeting adjourned at 1:45 p. m.

Secretary

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March 4, 1954

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 10:30 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffenreffer and Joseph Lee.

Special Drafts
Voted, to approve payment of the following special drafts:

National Gunite Corporation, 101 W. Dedham St., Boston - First payment, "Cement Grout Stabilizing of Floor Slab of Oil Storage Area, Paris St. Gymnasium, E. Boston, Mass. $1,530.00

Eastern Tree & Landscape Corp., 280 Bridge St., Dedham, Mass.- Fifth and final pmt. - "Trimming of Trees in all Sections of the City" 1,500.00

Arthur J. O'Keefe, Exec. Secy.- Expenses paid to employees as of February 2, 1954, ... Park Division . . . 461.06
Cem. Division . . . 78.62

Special Drafts (Cont.)

William P. Herlihy, - Second and final pmt. - "Loaming and Sodding of Thomas Park, South Boston, Mass." . . . . . $ 771.31

F. C. Dolan & Sons, Inc., - Second and final pmt. - "Roping and Staking Playgrounds" 745.50

Lashua Portable Lighting, Inc., - Second and final pmt. - "Furnishing and Operating Floodlight Equipment on a Rental Basis", ... 810.00

National Gunite Corp., - Second and final pmt. - "Cement Grout Stabilizing of Floor Slab of Oil Storage Area, Paris Street Gymnasium, East Boston, Massachusetts" 270.00

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Change in Zoning Laws,
Arlington St. & Commonwealth Avenue

The Board took under consideration House Bills No. 1816 and No. 1817 relating to an Act to Release Certain Interests, Rights and Restrictions Affecting Land on Arlington Street and Commonwealth Avenue in the City of Boston.

The following interested persons were invited to the meeting for the purpose of stating their views regarding the zoning changes proposed by the two bills: Mr. Irving Saunders, owner of the property, Matthew Brown, Attorney, and Representatives James C. Bayley and John Yerxa; also Representative Wendell P. Chamberlain, co-chairman of the Committee on Cities of the Massachusetts House of Representatives, and Joseph Lund, former president of the Boston Real Estate Board, also Daniel J. Byrne, Chief Engineer of the Park Department.

After a lengthy discussion the Board of Park Commissioners voted unanimously to support and encourage the Bill with respect to proposed change in the height restrictions relating to the land on which proposed building is to be constructed.

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Building Permits: The following building permits, referred to this departmen by the Building Department, were approved:

560 Commonwealth Avenue - Erect new building for bank. Request of the First National Bank of Boston.

109 Commonwealth Avenue - Change occupancy from club and one family to sixteen apartments". Request of David A. Fine.

251 Commonwealth Avenue - Change from school of expression to music school No alterations contemplated. Request of Boston School, Inc.

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Approval of Land Transfer,
Castle Island

It was called to the attention of the Board that the City Council on January 18, 1954, approved the transfer of 6.4 acres of land in the South Boston district, at Castle Island, to the Boston Port Authority. Approved by the Mayor on January 19, 1954. Consent to the transfer had been given by the Board of Park Commissioners at a previous meeting, the land being of no further use for park purposes.

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Appropriation of Land,
Baker, Gardner and Spring Streets

It was called to the attention of the Board the the City Council, under date of January 25, 1954, approved by the Mayor on January 26, appropriated the sum of $25,000 from the special account, "Sales of City Property", to be expended by the Park Commissioners for the acquisition of land at Gardner, Baker and Spring Streets, West Roxbury district, for playground purposes. The Board had voted on January 13, 1954 to request the Board of Street Commissioners to acquire this area for playground purposes.

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Land Taking on East Fifth Street

The Board considered the suggestion of the Planning Board that 28,000 square feet of land in the South Boston district, on East Fifth Street between G and H Streets, be taken for playground purposes. The Chief Engineer of the Park Department reported that the land is suitable for development as a play area.

The Board voted unanimously to take the necessary steps to acquire the land, to be held until such time as money is available for its development as a playground.

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Transfer of Arnold Arboretum Library

The Secretary reported to the Board that there is considerable discussion now in progress between the visiting committee of the Arnold Arboretum and the Trustees of Harvard University relative to the proposed transfer of the Arboretum library and certain other facilities from Jamaica Plain to Cambridge. The matter will probably be long drawn out and will eventually be steered through court action.

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Budget for 1954

Commissioner Kelley reported that the 1954 budget allowance for the Park and Cemetery divisions is approximately $140,000 less than the allowance in 1953, tha hearings were held before the Council on March 3 and 5 and that it is probable that the Council will make a few further cuts.

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Personnel Matters

Appointments: Victor J. Armata, laborer, Charles J. Cannata, laborer, and Francis Dargon, laborer, all as of March 3, 1954 at $50.50 per week.

Transfer: Francis X. Murphy, laborer, to Public Works Dept., Feb. 3, 1954.

Resignation: Stephen H. Pilcher, Jr., laborer, February 16, 1954.

Retirements: Philip J. Donovan, Jan. 31, 1954; Mary W. Linton, John E. White, and Joseph V. Cummings, February 28, 1954; Charles C. Farrell, Jan. 26; Edwin J. Flynn, Feb. 9, and James McLaughlin, Feb. 16, 1954.

Deaths: Joseph A. McCaffrey, Jan. 11, Genaro Nastari, Jan. 12, Angelo Torriero, Jan. 27, Mary F. Toomey, Jan. 28, and John A. Hannon, Feb. 6, 1954.

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Authority to Sign Dept. Papers

Voted, that during the absence of Commissioner Frank R. Kelley from the city for the period from March 9 to March 26, that Mr. Theodore C. Haffenreffer or Mr. Joseph Lee, associate commissioners, be empowered to sign payrolls and

other necessary important papers required for the conduct of Park Department business.

It was also voted that Mr. Arthur J. O'Keefe, Executive Secretary, be granted authority to sign all correspondence on behalf of the Board and also such requisitions, service orders, and partial and final receiving notices as a required during the above-mentioned absence of the Chairman.

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The meeting was adjourned at 12.55 p. m.

Secretary

April 6, 1954

A meeting of the Board of Park Commissioners was held at the Park Department office today, at 10:45 o'clock a. m.

Present: Chairman Frank R. Kelley and Commissioners Theodore C. Haffanreffer and Joseph Lee.

The records of the previous meeting were accepted without reading.

Voted, to approve the following special drafts:

Atlantic Roads Co., Inc. - Second and final pmt. - Excavating and Loaming for Tree Pits on City Streets in Boston . . .		$ 164.83
DiCenso & Frangioso Co., Inc. - Second pmt. - Developing Burial Areas at Fairview Cemetery, Hyde Park, Massachusetts, and Evergreen Cemetery, Brighton, Massachusetts		1,464.14
Arthur J. O'Keefe, Exec. Secy. - Paid to Park and Cemetery Division employees for expenses in connection with their employment, March 9, 1954	Park Division . .	480.76
	Cem. Division . .	79.15
F. C. Dolan & Sons, Inc. - First Pmt. - Construction of Animal Shed at the Elk Range, Franklin Park		3,230.00

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Building Permits:

Voted, to approve the following building permits referred to the Park Department by the Building Department:

231 Commonwealth Avenue	- Change occupancy from one family to twelve apartments. Request of Stuart H. Hastings and J. A. Gautreau.
561-565 " "	- Erect all-metal pylon sign. Request of General Tire and Rubber Company.
45 " "	- Change occupancy from five apartments to nine apartments. Request of Paradise Realty Co.
260-262 " "	- Parking of automobiles in rear of premises. Request of Josephine M. Ward.
356 Arborway	- Legalize occupancy for three families. Provide egress satisfactory to Building Department. Request of Hermains and Emma Kitners.

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Advertised proposals were publicly opened and read at this office on March 16, 1954 for REPAIRS TO PILE AND TIMBER FENCES, L STREET BATH HOUSE, SOUTH BOSTON, MASSACHUSETTS, as follows:

Wyoming Construction Co., 46 Upland Road, Melrose, Mass....	$10,124.00
W. H. Ellis & Son Co., 479 Meridian St., E. Boston,Mass....	10,700.00
Roy B. Rendle & Co., Inc., 364 Border St., E. Boston,Mass..	10,916.00
James B. Rendle Co., 1 Salem Street. Malden, Mass.	10,970.00
Dane Construction Corp., 5 Union Sq., Somerville, Mass.....	14,480.96

Voted, with the approval of His Honor the Mayor, to award the contract to the lowest bidder, Wyoming Construction Co., 46 Upland Road, Melrose, Massachusetts, for the approximate sum of $10,124.00, to be charged to Park Department budget item 260, sub item 269.

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Advertised proposals were publicly opened and read at this office on March 30, 1954, for PAINTING IRON PICKET FENCE, THOMAS PARK, SOUTH BOSTON, MASSACHUSETTS, as follows:

H. Piken & Company, 20 Pemberton Square, Boston	$ 690.00
Kabot Painting Co., 89 Broad Street, Boston	725.00
William Craig & Sons, 62 Falkland Street, Brighton . .	785.00
John M. Kennedy & Co., 127 W. Brookline St., Boston . .	793.00
Nicholas Bello, 9 Florida Street, Dorchester	895.00
Joseph J. Gazzola, 3 Fruit & Produce Exchange, Boston .	910.00
R. & F. Painting Co., 55 Colonial Avenue, Dorchester .	960.00
Mastercraft Company, 27 Elgin Street, West Roxbury . ..	1,150.00
T. Mickle & Son, 11 Ashford Terrace, Allston	1,450.00
R. Tweed & Son, 249 Hyde Park Avenue, Jamaica Plain . .	1,473.00
Cahn Painting Co., 36 Norfolk Avenue, Roxbury	1,620.00
D. M. McCarton Co., 868 Commonwealth Avenue, Newton . .	1,725.00
National Painting Co., 767 E. Third St., South Boston .	2,057.00

Voted, with the approval of His Honor the Mayor, to award the contract to the lowest bidder, H. Piken & Company, 20 Pemberton Square, Boston, for the approximate sum of $690.00, to be charged to Park Department budget item 260, sub item 263.

***

Advertised proposals were publicly opened and read at this office on March 30, 1954, for REPAIRING AND REPLACING WOODEN SEATING OF BLEACHERS AT PARK DEPARTMENT PLAYGROUNDS, BOSTON, MASSACHUSETTS, as follows:

M. Solimando, 584 Columbia Road, Dorchester	15,960.00
Michael Racioppi, 11 Beacon Street, Boston	16,070.00
F. C. Dolan & Sons, Inc., 18 Aldworth St., Jamaica Plain	16,170.00
Martin J. Kelly Co., Inc., 75 Stedman St., Jamaica Plain	17,865.00

Voted, with the approval of His Honor the Mayor, to award the contract to the lowest bidder, M. Solimando, 584 Columbia Road, Dorchester, for the approximate sum of $15,960.00, to be charged to Park Department budget item 260, sub item 269.

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Voted, with the approval of His Honor the Mayor, to award to Arthur A. Shurcliff and Sidney N. Shurcliff a contract which would provide for a study and written report of anticipated receipts from potential sources of income at Franklin Park Zoo, at a cost of $850.00, said contract to be awarded without advertising for bids and to be in the nature of an amendment to their existing contract for a comprehensive study of the future development of the Zoo.

***

Invitation bids were requested for FURNISHING, PLANTING AND STAKING 159 trees in previously prepared pits on city streets in Boston, the work to be completed during the spring planting season. The following bids were received:

Blueview Nursery, 32 Gaston Street, Roxbury, Mass.	$ 4,770.00
Superior Tree Service, Inc., 15 Littlejohn Street, Arlington, Massachusetts	5,247.00
Eastern Tree & Landscape Corporation, 280 Bridge Street, Dedham, Massachusetts	6,121.50
Weston Nurseries, Inc., 85 Winter St., Weston, Mass.	No bid.

Voted, with the approval of His Honor the Mayor, to dispense with publicly advertising for bids and to accept the offer of the lowest invitation bidder, Blueview Nursery, 32 Gaston Street, Roxbury, Massachusetts, for furnishing, planting and staking 159 trees on streets in the City of Boston, at the unit price of $30 per tree, the total amount of the contract not to exceed $4,770, to be charged to the special appropriation 1-31-43, "Removal of Trees Afflicted with Dutch Elm Disease".

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Permits & Agreements

Voted, to approve a license to John J. Shea, 129 Norfolk Street, Dorchester, for the sale of ice cream, candy, etc., at a booth located in front of L Street Bath House, for a period of one year from May 1, 1954, at the rate of $50 for the year.

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Voted, to approve a license to James Callahan, 50 Decatur Street, Charlestown, for the sale of ice cream, candy, etc., at the George Robert White Fund Swimming Pool, Charlestown, for the period from June 15, 1954 to October 1, 1954, at the rate of $50 for the term of the license.

***

Voted, to approve a license to Domenic G. D'Ippolito of 371 Hanover Street, Boston, for the sale of ice cream, candy, etc., at the North End Park Bath House and in North End Park for the period beginning May 15, 1954 and ending April 30, 1955, at the rate of $50 for the term of the license.

***

Voted, to approve a license to Carnig's Ice Cream Company, 877 Washington Street, Boston, for the sale of ice cream, candy, etc., for the period from May 1, 1954 to April 30, 1955, at the following locations: Franklin Field, Town Field, area near Aquarium, Eustis Street Playground, Fens Stadium, Carter Street Playground, and at Charles Street entrance to Boston Common. The total fee is $200 for the term of the license.

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Voted, to renew the agreement with Mills Merchandising Corporation to furnish, install and maintain weighing machines in buildings of the Park Department for a period of three years beginning on July 1, 1954, at the rate of $350 per year.

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Voted, to approva a permit to Boston Bowling Green Club for use of Franklin Field Bowling Greens for the 1954 season, April 1 to December 1, for the sum of $250.00.

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Land Matters

Request of Sears-Roebuck Company

William A. McDermott, Assistant Corporation Counsel, again discussed with the Board the request of Sears-Roebuck Company for the purchase of park land in the vicinity of the Company's store, at Park Drive, Boylston Street and the Riverway. The matter was laid on the table.

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Mission Hill Playground--School Dept.

Mr. McDermott, Assistant Corporation Counsel, informed the Board that under recent legislation, Chapter 105 of the Acts 1954, any board or officer having custody of land acquired for playground purposes may, if the land is determined to be of no further use for playground purposes, transfer the care, custody, management and control of such land to another board or officer of the city for specific municipal purposes, with the approval of two-thirds of the members of the City Council and the approval of the Mayor.

The Board therefore, under the provisions of the above-mentioned legislation, voted to transfer to the School Department approximately 25,000 square feet of land, being part of the Mission Hill Playground and adjoining the Thomas Dwight School site on Smith Street, Roxbury, to the School Department for school purposes, said land having been determined to be of no further use for playground purposes.

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Baker, Gardner and Spring Streets

A notice from the Board of Street Commissioners was read at this meeting, stating that on March 15, 1954 an Order of the Board was filed in the Registry of Deeds for Suffolk County for the taking of a right of way easement over Marshall Street, West Roxbury, from Spring Street to the proposed playground at Baker and Gardner Streets. Enclosed with the notice was copy of damage award. The Board of Park Commissioners had requested this taking for a right of way, at its meeting on January 13, 1954.

***

Columbia Road and K Street

The Board was informed that final action has now been taken to transfer 2534 square feet of land in the South Boston district, on the northerly side of Columbia Road between I and K Streets, to Michael J. Healey. The Board voted to transfer this land at its meeting on January 13, 1954.

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Center and Walter Streets
Hebrew Home for Aged

The Board considered a request of the directors of the Hebrew Home for Aged, now located at 21 Queen Street, Dorchester, for the purchase of nine acres of park land at the corner of Centre and Walter Streets, Jamaica Plain, known as Joyce Kilmer Park, for use as the site of a new building for the Home. A price of $2000 per acre, or a total of $18,000, was offered by the directors for the land.

The Board discussed the merits of the request and were sympathic with the problems that face the directors of the Home. However, it was agreed that the Board must also consider its long established policy, which has been to preserve natural park lands located in the traveled areas of the park system, and the fact that the Board has consistently looked with disfavor on the sale or transfer of any natural park lands especially where such lands represent an extension of an established park reservation. In the present case, the land desired by the directors of the Home represents an extension of the Jamaicaway, Arborway and Arnold Arboretum reservation which has its start in the Fens.

One member of the Board requested the opportunity of making a personal inspection of this area so that he might be more familiar with the location.

It was therefore voted that no action be taken on the request of the directors at this meeting.

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Egress Over Park Land,
Jewish Women's Health Association

The Board discussed at length, with Mr. McDermott of the Law Department and Mr. D. J. Byrne, Jr., Chief Engineer of the Park Department, a request of the Jewish Women's Health Association for a right of way egress through Park Department land for use as another entrance to the Association hospital, which is now under construction in the rear of Center Street and VFW Parkway.

Mr. McDermott stated that the matter is before the land court. Judge Fenton requests a forty-foot width for this right of way. Mr. Byrne was opposed to granting any right of way egress. Mr. McDermott stated that if we do not mention some width, then the judge will be inclined to grant the request of the petitioners for a forty-foot width.

Voted, that the Board of Park Commissioners would go on record as being willing to grant a right of egress twenty feet in width.

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Naming of Playground

The Board considered the request of North End Post No. 53, A. L., for the re-naming of the Prince Street Playground, North End, in memory of Captain Louis Polcari. The City Council had passed an order approving the change in name.

Voted, to change the name of the Prince Street Playground to the "Captain Louis Polcari Playground", in honor of Captain Louis Polcari, a former resident of the North End who lost his life in the service of his country on October 19, 1944.

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Concurrence

Voted, to concur with the Commonwealth of Massachusetts, through its Metropolitan District Commission, in the sale of a parcel of land in the vicinity of Newfield Street and VFW Parkway, containing 3167 square feet, to William T. and Margaret G. Inch.

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Appropriation--Addition to
Dover Street Laundry

The Board was informed that the City Council on March 15, 1954, and the Mayor on March 16, approved an appropriation of $75,000 from the special account "Sales of City Property", to be expended for the construction of a laundry and utility building as an addition to the existing Dover Street Laundry building, and that there are additional funds in two special appropriations outside the regular budget, totaling $104,000, which will be added to the $75,000 for this work.

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Legislative Acts

The following Legislative Acts relating to Park Departments have been enacted by the Legislature:

1. An Act Establishing a Gypsy Moth Control Program. Chapter 148 of the Acts of 1954 grants to the Commissioners of Natural Resources the right to determine what areas in the Commonwealth shall be sprayed, in the cities and towns, and to apportion the cost, 30% to the Commonwealth, 70% to the individual cities and towns.

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2. An Act Relative to the Transfer of Custody of Certain Land by Cities and Towns. Chapter 105 of the Acts of 1954 now allows the transfer of land acquired for playground purposes to some other city or

town department that requires the land, without going to the Legislature for approval. A two-thirds vote of the City Council and the approval of the Mayor are now sufficient to effect the transfer.

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3. An Act Authorizing Cities and Towns to Borrow Money to Defray Expenses of Eradication of Dutch Elm Disease.
Chapter 106 of the Acts of 1954 now allows cities and towns to borrow money for the financing of a program for eradication of Dutch Elm Disease without placing a down payment for the loan. The money can be borrowed outside the city debt limit.

4. An Act Relative to the Use of Playgrounds and Recreation Centers. Chapter 131 repeals Section 18 of Chapter 145 of the General Laws which allows use of playground and recreation centers for children only. These facilities now can be used by adults or children or special age groups at the discretion of the body having the premises in its charge.

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Personnel Matters

Retirements: Mary E. McCarthy, matron, 3.31.54; Irwin J. Hennessey, junior civil engineer nd Charles A. Glenn, park keeper, 3.16.54.

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The meeting was adjourned at 1.35 p. m.

Arthur J. Keeffe
Secretary

April 23, 1954

A meeting of the Board of Park Commissioners was held at this office, 33 Beacon Street, today, at 10:30 o'clock a. m.

Present: Commissioners Theodore C. Haffenreffer and Joseph Lee, and Executive Secretary Arthur J. O'Keefe who presided at the meeting in place of Chairman Frank R. Kelley, who was absent because of illness.

The records of the previous meeting were accepted without reading.

The following persons were invited to be present at the meeting: Daniel J. Byrne, Jr., Chief Engineer of the Park Department, Colonel David Hammond of the United States Army Engineers in the Boston District, William Morrissey, real estate expert assigned by the Law Department to attend the meeting, and Henry G. Wendler of the School Department, supervisor of the children's garden program on the Mary P. C. Cummings Estate, all of whom appeared in connection with the request of Army Engineers for use of a portion of the Mary P. C. Cummings Estate in Woburn for military purposes.

Also present, later in the meeting, were Mr. Charles J. Fox, Chief of Administrative Services for the City of Boston, and Mr. John B. Moran, Superintendent of Purchasing and assistant to Mr. Fox, who appeared for the purpose of discussing with the Board a complaint regarding the city's method of purchasing supplies requisitioned by the Park Department.

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Cummings Estate--Army Engineers

Mr. O'Keefe, in opening the meeting, called to the attention of those present, that for a period of several weeks the Department of the Army, Office of the Chief Engineers, has been endeavoring to acquire a certain tract of land on the Mary P. C. Cummings Estate in Woburn, which is under the jurisdiction of the Park Department, for military purposes.

Mr. O'Keefe explained that for several weeks there had been considerable

correspondence between the Park Department and Congressman John W. McCormack relative to the Army's intended use of land on the Cummings Estate, Mr. McCormack having followed up on the matter through several communications with the Engineer Office of the Army in Washington, D. C. The group was further informed that on Tuesday, April 20, 1954, Chairman Kelley, Daniel J. Byrne, Jr., Chief Engineer, and Arthur J. O'Keefe, Executive Secretary, all of the Park Department, and Colonel David Hammond and two other representatives of the United States Army Engineers, and Congressman McCormack had held a meeting at which this matter was discussed thoroughly. Chairman Kelley desired that the other two members of the Park Commission be acquainted with the facts in relation to the proposed taking of part of the Cummings Estate land by the Army. For that reason Colonel Hammond was invited to attend the meeting and address the Board members on the subject.

Colonel Hammond explained in detail, using a large map to define the area, that the Army desired to acquire 31.20 acres of land on the Cummings Estate, of which 13.8 acres would be an off-limit area reserved exclusively for the Army. The balance of the area, although open for use by the Park Department, would be a so-called safety zone. The 13.8 acres would be fenced in, the balance of the area would not.

Colonel Hammond informed the Board that this particular area was needed by the Army for highly secret military operations and that he could not tell in detail the nature of the operations.

The department's extensive garden program conducted on the Cummings Estate was explained by Mr. Wendler. The Colonel had previously been made acquainted with the work done by children under this program, and he pointed out that some parts of the garden area would extend over into the safety zone as far as the brick wall, which is some distance from the off-limit area.

Colonel Hammond stated that the purpose of his meeting with the Board today was to assure the Park Commissioners that the Army wished to approach the matter of this land taking in a friendly manner but also to let the Board know that definite steps were being taken by the Army to acquire the area for military purposes for an indefinite term.

The Board members went on record with a statement that they were vitally interested in the protection of the cities and towns in the Boston area and interested in all the citizens dwelling therein, but that being without legal authority to grant use of the land for other than park purposes they would take no vote in the matter. They assured the Colonel that they would offer no objection to the Army proceeding with whatever means are available to it for acquiring use of the land.

The Colonel than stated that the Army will start condemnation proceedings immediately and will acquire the property by eminent domain through the United States District Court.

The Law Department of the City of Boston will handle the City's interests, the transfer of the section of the Cummings Estate property desired by the Army to be effected by a lease from the city for an indefinite term. Mr. Morrissey, the City's real estate expert, will advise the Board as to the proper amount of money that should be charged the Army for use of the land.

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Discussion on Purchasing Procedure

Mr. Charles J. Fox, Chief of Administrative Services for the city, and Mr. John Moran, Superintendent of Purchasing and assistant to Mr. Fox, appeared before the Board relative to a complaint by Commissioner Lee regarding the Purchasing Division's method of filling Park Department requisitions and the selection of vendors. Commissioner Lee had forwarded a letter to His Honor the Mayor complaining about the procedure. The letter, which was unknown to the other members of the Board of Park Commissioners, was read by Mr. Moran.

Briefly, the nature of the complaint is as follows: Mr. Lee, while at a meeting with the Mayor to discuss the School Department budget, stated that he did not think the Purchasing Division was following the proper procedure in filling requisitions. At the suggestion of the Mayor he placed his complaint in writing, citing several examples of Park Department transactions that he believed could have been improved upon.

Mr. Moran explained in detail the procedure in use by his division in handling requisitions and payments. He stated that certifications of inspection are obtained on the various items purchased and that in many instances the concerns recommended by an individual department are selected, but that in most cases he calls for competitive bids. If materials are not satisfactory, it is within the jurisdiction of the individual department to refuse acceptance. However, if the Supply Department receives a receiving notice stating that the material delivered is satisfactory, and the head of the department OK's the payment, there is nothing more that can be done.

It was further brought out that the requisitions to which Mr. Lee referred were very few in number and pertained only to supplies for the boating program, although Mr. Moran had with him several hundred requisitions for Park Department supplies, and the bills in payment of them approved by this department, indicating to him that everything was handled in a satisfactory manner.

Mr. Haffenreffer stated that he wanted it distinctly understood that he felt there was no basis whatsoever for Mr. Lee's letter of complaint, and he praised Mr. Fox and Mr. Moran very highly for the excellent manner in which they are conducting the business of purchasing supplies for the city.

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Independence Square

The Board gave full consideration to the City Council Order filed by Councillor McCormack, requesting that the name of Independence Square, in South Boston, be changed to Bernard J. Mullen Square in honor of a former resident of the area who lost his life in the service of his country.

While sympathizing with the desire of residents of the area to memorialize the name of Veteran Mullen, the Board was of the opinion that as the area has been known as Independence Square for 100 years, it would continue to be generally known by that name, no matter what new designation might be given it. The Board also took cognizance of the fact that within recent days the junction of M Street and East Broadway has been designated as Bernard J. Mullen Square, and it is believed that this action serves the purpose of giving to Veteran Mullen the tribute that his friends and residents of the area wish paid to him.

The Board therefore reaffirmed its policy of making no changes in long established names of well-known park areas and voted against the re-naming of Independence Square.

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Berners Square

The Board was in receipt of a copy of Chapter 228 of the Acts of 1954 which authorizes the City of Boston to sell a certain parcel of land to Congregation Adath Israel of Boston, said land being known as Berners Square and located in the Roxbury district. It is held by the city as park property.

Voted, that the matter of selling this property be laid on the table until further request for the acquisition of the land is made by the persons interested.

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Fishing--Jamaica Pond

Mr. Lee brought before the Board the matter of allowing fishing from the banks of Jamaica Pond. He recalled that over a year and a half ago Mr. Byrne was to report on the advisability of allowing fishing from the banks and that up to the present time no report had been submitted.

The Secretary was directed to communicate with Mr. Byrne, requesting him to submit a report in the near future.

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Toboggan Chute--G.W.Golf Course

Mr. Lee reminded the Board that sometime ago he had requested information on further precautions to be taken in regard to safer operation of the toboggan

chute at George Wright Golf Course.

The Secretary was directed to communicate with Mr. Thomas Martin, Supervi of Golf Course, and request him to report on the possibility of having construc a toboggan chute that would be reasonably safe for use by the general public.

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Building Permits

Voted, to approve the following building permits referred to the Park Department by the Building Department:

84 & 86	Commonwealth	Avenue	- Change occupancy from three apartments t
122	"	"	- Change occupancy from doctors' offices a one apartment to doctors' offices and tw apartments.
327	"	"	- Change occupancy from one family to nine apartments.
1132	"	"	- Legalize present occupancy for seven apt
1407	"	"	- Legalize occupancy for twenty-nine apart
1423	"	"	- Legalize occupancy for twenty-one apartm
1444	"	"	- Legalize occupancy for thirty-five apart
1546	"	"	- Legalize occupancy for seven apartments a two offices.
2018	"	"	- Change occupancy from dwelling to fratern house.
2021	"	"	- Change occupancy from three families to s families.

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Contracts

Invitation bids were requested for SPRAYING OF TREES THROUGHOUT THE PARK SYSTEM, the successful bidder to furnish a truck and hydraulic sprayer with three men to operate the truck and sprayer, and all other equipment necessary for spraying including oil and gasoline for the truck. The spray material is to be furnished by the Park Department.

Bids received were as follows:

Superior Tree Service, Inc., 15 Littlejohn St., Arlington.....$11.75 per h
Eastern Tree and Landscape Corp., 280 Bridge St., Dedham . ... 11.75 "
Blueview Nursery, 32 Gaston Street, Roxbury . ..... 12.00 "
Davey Tree Expert Co., 316 United Bldg., 43 Leon St., Boston.. 17.50 "

The unit price of $11.75 per hour is considered a reasonable one and as the work must be completed before the spring season is too far advanced, it was voted to award contracts to the two low bidders, dividing the work as follows: SUPERIOR TREE SERVICE, INC., for a total amount not to exceed $6500; EASTERN TRE AND LANDSCAPE CORP., for a total amount not to exceed $4500. It was also voted to dispense with public advertising for bids in order that the lowest invitation bids might be accepted and the work started immediately. The contract is to be charged to the special appropriation, "Trees Afflicted with Dutch Elm Disease, Removal Of, (1-31-43)".

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Invitation bids were requested from four concerns for SPRAYING OF TREES BY AIRPLANE IN THE LARGER AREAS OF THE PARK SYSTEM AND IN THE LARGER CEMETERIES. The response to the request was as follows:

Eastern Tree and Landscape Corp., 280 Bridge St., Dedham.....$1.85 per acr
Blueview Nursery, 32 Gaston Street, Roxbury, Mass. . . . . 2.00 " "
Superior Tree Service, Inc., 15 Littlejohn St., Arlington ... No bid
Davey Tree Expert Co., 43 Leon Street, Boston, Mass. . . . . .No bid

The area to be sprayed contains approximately 885 acres and the total cost will not exceed $1650.00, the spray material to be furnished by the contractor.

Voted, to dispense with publicly advertising for bids and to award a contra to the lowest invitation bidder, EASTERN TREE AND LANDSCAPE CORP., for the approximate sum of $1650.00, for airplane spraying of trees in park and cemetery areas, to be charged to the special appropriation, "Trees Afflicted with Dutch

Elm Disease, Removal Of, (1-31-43)".

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Advertised proposals were publicly opened and read at the Park Department office on Tuesday, March 30, 1954, for PAINTING SWIMMING POOLS AT ENSIGN JOHN J. DOHERTY JR. PLAYGROUND, CHARLESTOWN, MASSACHUSETTS, as follows:

William Craig & Sons, 62 Falkland Street, Brighton	$ 527.00
H. Piken & Co., 20 Pemberton Square, Boston	870.00
Cahn Painting Co., 36 Norfolk Avenue, Roxbury	1,180.00
R. Tweed & Son, 249 Hyde Park Avenue, Jamaica Plain	1,373.00
Nicholas Bello, 9 Florida Street, Dorchester	1,400.00
Joseph J. Gazzola, 3 Fruit & Produce Exchange, Boston . . .	1,585.00
Kabot Painting Co., 89 Broad Street, Boston	2,000.00
R. & F. Painting Co., 55 Colonial Avenue, Dorchester	2,338.00
Anthony C. Castaldo, 8 Prince Street, Boston	2,435.00
John J. Amara & Sons, 1019 Hyde Park Ave., Hyde Park	2,575.00
National Painting Co., 767 E. Third Street, South Boston . .	2,631.00

Mr. William Craig, who submitted the lowest bid, requested in writing that he be allowed to withdraw his bid for the reason that he had made a serious error in estimating the cost, that he could not perform the work for the amount bid. An estimate by Park Department engineers indicates that materials alone could not be purchased for the sum bid for the job.

Voted, to permit William Craig & Sons to withdraw its bid and that the contract be awarded to the second lowest bidder, H. Piken & Company, 20 Pemberton Square, Boston, for the sum of $870.00, to be charged to Park Department budget item 263.

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Advertised proposals were publicly opened and read at the Park Department office on Tuesday, March 30, 1954 for PAINTING FROG POND POOL, BOSTON COMMON, BOSTON, MASSACHUSETTS, as follows:

William Craig & Sons, 62 Falkland Street, Brighton	$ 498.00
Mastercraft Co., 27 Elgin Street, West Roxbury	2,285.00
Joseph J. Gazzola, 3 Fruit & Produce Exchange, Boston . . .	2,335.00
W. W. Walsh, 33 Weybosset Street, Mattapan	2,433.00
John M. Kennedy & Co., 127 W. Brookline Street, Boston . .	2,464.00
R. Tweed & Son, 249 Hyde Park Avenue, Jamaica Plain	2,723.00
H. Piken & Co., 20 Pemberton Square, Boston, Mass.	2,830.00
Kabot Painting Co., 89 Broad Street, Boston, Mass.	3,588.00
John J. Amara & Sons, 1019 Hyde Park venue, Hyde Park .	3,950.00
National Painting Co., 767 E. Third St., South Boston . .	4,941.00

Mr. William Craig, who submitted the lowest bid, requested in writing that he be allowed to withdraw his bid for the reason that he had made a serious error in estimating the cost, that he could not perform the work for the amount bid. An estimate by Park Department engineers indicates that the bid was below cost.

Voted, to permit the firm of William Craig & Sons to withdraw its bid and that the contract be awarded to the second lowest bidder, Mastercraft Company, 27 Elgin Street, West Roxbury, for "Painting Frog Pond Pool, Boston Common, Boston, Massachusetts", for the sum of $2,285.00, to be charged to Park Department budget item 263.

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Advertised proposals were publicly opened and read at this office, 33 Beacon Street, Boston, on Tuesday, March 30, 1954, at 2:00 o'clock p. m., for PAINTING SWIMMING POOL AT NORTH END PARK, BOSTON, MASSACHUSETTS", as follows:

William Craig & Sons, 62 Falkland Street, Brighton	$ 527.00
H. Piken & Co., 20 Pemberton Square, Boston	780.00
John M. Kennedy & Co., 127 W. Brookline Street, Boston . .	792.00
Cahn Painting Co., 38 Norfolk Avenue, Roxbury	1,180.00
Nicholas Bello, 9 Florida Street, Dorchester	1,300.00
R. Tweed & Son, 249 Hyde Park Avenue, Jamaica Plain . . .	1,673.00
Kabot Painting Co., 89 Broad Street, Boston	1,696.00
R. & F. Painting Co., 55 Colonial Avenue, Dorchester . . .	1,700.00
Anthony C. Castaldo, 8 Prince Street, Boston	1,735.00
John J. Amara & Son, 1019 Hyde Park Ave., Hyde Park . . .	1,950.00
National Painting Co., 767 E. Third St., South Boston	2,371.00

Mr. William Craig, who submitted the lowest bid, requested in writing that he be allowed to withdraw his bid for the reason that he had made a serious error in figuring the cost, that he could not purchase the materials for the amount of his bid. An estimate by Park Department engineers indicates that the bid is much too low.

Voted, to permit the firm of William Craig & Sons to withdraw its bid and that the contract be awarded to the second lowest bidder, H. Piken & Co., 20 Pemberton Square, Boston, for the sum of $780.00, to be charged to the Park Department budget item 263.

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Advertised proposals were publicly opened and read at the Park Department office on Tuesday, April 20, 1954, for FURNISHING AND ERECTING STATIONARY BENCHES AND SEATS IN PARK DEPARTMENT AREAS, as follows:

Rossano Construction Co., Inc., 401 Border St., E. Boston	$4,040.00
M. Solimando, 584 Columbia Road, Dorchester	4,304.00
Martin J. Kelly Co., Inc., 75 Stedman St., Jamaica Plain	4,781.00
F. C. Dolan & Sons, Inc., 18 Aldworth St., Jamaica Plain	4,810.00
Michael Racioppi, 11 Beacon Street, Boston	5,603.50

Voted, to approve award of contract to the lowest bidder, Rossano Construction Co., Inc., 401 Border Street, East Boston, for the sum of $4,040.00, to be charged to the Park Department budget item 269.

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Advertised proposals were publicly opened and read at the Park Department office on Tuesday, April 20, 1954, for GRADING AND LOAMING ATHLETIC FIELD AT NORTH END PARK, BOSTON, MASSACHUSETTS, as follows:

Joseph P. McCabe, Inc., 509 E. First St., South Boston	$ 9,296.00
M. Solimando, 584 Columbia Road, Dorchester	10,248.00
Charles Callahan Co., 50 Call St., Jamaica Plain	11,280.00
J. D'Amico, Inc., 49 Ellison Avenue, Dorchester	11,380.00
Cox & Whitmore, Inc., 691 Washington St., Dedham, Mass.	12,542.00
P. J. Joyce & Son, Inc., 33 Royal Avenue, Cambridge	13,310.00
Wagon Lawn Service of Manchester, Inc., 55 School Street, Manchester, Massachusetts	14,720.00
F. C. Dolan & Sons, Inc., 18 Aldworth St., Jamaica Plain	14,880.00

Voted, to approve award of contract to the lowest bidder, Joseph P. McCabe, Inc., 509 East First Street, South Boston, for the sum of $9,296.00, to be charged to the special appropriation, "Park and Playground Improvements, etc., 1-31-14".

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Advertised proposals were publicly opened and read at the Park Department office on Tuesday, April 20, 1954, for LOAMING AND PLANTING AT EATON SQUARE AND DROHAN SQUARE, DORCHESTER, MASSACHUSETTS, AS FOLLOWS:

Transit Seeding, Inc., 139 Providence St., Hyde Park	$ 4,046.85
Blueview Nursery, 32 Gaston Street, Roxbury, Mass.	4,234.00
Winslow Nurseries, Inc., 1508 Great Plain Ave., Needham, Mass.	6,011.00
P. J. Joyce & Son, Inc., 33 Royal Ave., Cambridge, Mass.	6,067.80
Cox & Whitmore, Inc., 691 Washington St., Dedham, Mass.	6,193.00
Wagon Lawn Service of Manchester, Inc., 55 School Street, Manchester, Massachusetts	8,336.00

Voted, to approve award of contract to the lowest bidder, Transit Seeding, Inc., 139 Providence Street, Hyde Park, for the sum of $4,046.85, to be charged to the special appropriation, "Park and Playground Improvements, etc., 1-31-14".

****

Advertised proposals were publicly opened and read at this office on Tuesday, April 20, 1954, for FURNISHING AND ERECTING BACKSTOP AND WIRE FENCES AT PARK DEPARTMENT PLAYGROUNDS, BOSTON, MASSACHUSETTS, as follows:

American Chain Link Fence Co., Division of American Spring Bed Mfg. Co;, 24 Ship Ave., Medford, Mass.	$ 1,973.20
Anchor Post Products, Inc., 40 Needham St., Newton Highlands, Massachusetts	2,112.00

The Colorado Fuel & Iron Corporation, Wickwire Spencer
Steel Division, 80 Federal Street, Boston, Mass. . . .$ 2,194.82
Cyclone Fence Department, American Steel & Wire Div.,
U. S. Steel Corp., 360 Eastern Ave., Malden, Mass. . . 2,265.20
Boston Chain Link Fence Company, 350 Adams St., Dorchester. 2,304.80
P. J. Dinn & Company, 278 Dover Street, Boston, Mass. . . . 2,334.20

Voted, to approve award of contract to the lowest bidder, American Chain Link Fence Co., Division of American Spring Bed Mfg. Co., 24 Ship Avenue, Medford, Massachusetts, for the sum of $1,973.20, to be charged to the special appropriation, "Park and Playground Improvements, etc., 1-31-14".

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School Garden Program

Voted, to approve a joint arrangement with the School Department for the transportation of children, daily, from Boston to Woburn and return, who will take part in the garden program at the Mary P. C. Cummings Estate during the 1954 summer season, the program to be supervised by Mr. Henry G. Wendler of the School Department.

Transportation by railroad will be provided for children living in the North End section of the city and by bus for those in other sections. Railroad transportation will be at the prevailing fare rate during the summer; bus transportation will be provided by the Metropolitan Transit Authority at the rate of $33.25 per bus per day. The total cost of all transportation will be approximately $1800, to be charged to the Randidge Trust Fund Income.

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Abatement

Voted, on recommendation of the Law Department, to abate a claim in the amount of $130.00 against Harold Miller for damage to tree at 68 American Legion Highway on February 17, 1953, by automobile, for the reason that there is little likelihood of the city recovering in litigation the amount of the claim against Mr. Miller.

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Personnel Matters

Donald J. Gallagher, laborer, resigned 4.6.54; Michael J. Crehan, gardener, deceased 4.18.54; Daniel Walrave, carpenter, retired for accidental disability 4.30.54.

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The meeting was adjourned at 1:55 p. m.

Secretary

May 25, 1954

The first meeting of the newly appointed Parks and Recreation Commission was held at the office of the Commission, 33 Beacon Street, Boston, today at 10:15 o'clock a. m.

The members of the Commission and their terms of office are as follows:

Frank R. Kelley, Commissioner	-	Term ending first Monday in Jan. 1956.
Daniel G. O'Connor	-	Term ending May 1, 1955
O. Philip Snowden	-	Term ending May 1, 1956
Thomas J. Carty	-	Term ending May 1, 1957
Theodore C. Haffenreffer	-	Term ending May 1, 1958

All five members were present. Commissioner Kelley opened the meeting by extending a cordial welcome to all. He spoke briefly of the background of each member and expressed his personal thanks to them for accepting appointment to the Commission.

Mr. Kelley stated that he believes that this Commission is one that merits the complete confidence of the Mayor and all the citizens of Boston. Each member then spoke of his pleasure at having been appointed to the Commission and all indicated to Mr. Kelley that they hope to render the type of service to both the Mayor and the citizens of Boston that will reflect credit on their work.

*****

The minutes of the last meeting of the Board of Park Commissioners, which was held on April 23, were read to the new members so that they might be familiar with the order of business and the type of problems that confront the Parks and Recreation Department.

The minutes were accepted as read.

*****

Building Permits

Voted, to approve the following permits for alterations to buildings located on parkways in the City of Boston:

35 Commonwealth Avenue	-	Change from dwelling to dwelling and school for modeling, erect fire-escapes, install sprinkler system. Request of Academie Moderne, Inc.
195 Park Drive	-	Legalize occupancy for twenty-three apartments. Request of Jennaro Capone.

*****

Parkman Fund

Voted, to approve request on His Honor the Mayor, dated May 11, 1954, for transfer from the income of the George F. Parkman Fund of the sum of $72,000 which is now available, to be expended under the direction of the Commissioner of Parks and Recreation as follows:

Common and Parks in Existence on January 12, 1887,
Maintenance and Improvement Of $72,000

*****

Contracts

For the information of the members of the Commission, the following is a list of all contracts that have been awarded for work to be done on park properties since the date of the previous Board meeting. All contracts were publicly advertised and all awards were made to the low bidders:

GRADING AND SANDING L STREET BATHING BEACH, SOUTH BOSTON, MASSACHUSETTS. Awarded to William J. Banfield, 50 Terminal Street, Charlestown, Massachusetts, for the sum of $3,285.00.

RESURFACING BY-PASS ROADWAY BETWEEN PARK DRIVE AND RIVERWAY, BOSTON, MASSACHUSETTS. Awarded to William P. Capone Corporation, 25 Hillock Street, Roslindale, for the sum of $4,446.00.

DEVELOPMENT OF RECREATIONAL AREAS AT FRANKLIN FIELD, DORCHESTER, MASSACHUSETTS. Awarded to William P. Herlihy, 564 Huron Avenue, Cambridge, for the sum of $39,799.50.

ASPHALT SURFACING OF ROADS AND WALKS IN FRANKLIN PARK, WEST ROXBURY, MASSACHUSETTS. Awarded to Baker & Company, Inc., 3475 Washington Street, Jamaica Plain, for the sum of $17,892.50.

PLANTING, WALKS AND BENCHES AT WINTHROP SQUARE, CHARLESTOWN, MASSACHUSETTS. Awarded to William P. Herlihy, 564 Huron Avenue, Cambridge, Massachusetts, for the sum of $4,991.00.

FURNISHING AND ERECTING CANOPY TYPE SOFTBALL BACKSTOPS AT SMITH PLAYGROUND, BRIGHTON, MASSACHUSETTS. Awarded to Anchor Park Products, Inc., 40 Needham Street, Newton Highlands, Massachusetts, for the sum of $1,066.00

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LAND MATTERS

The Board preceeded to discuss the various matters relating to the sale or purchase of park lands, as listed on the agenda for this meeting. Mr. William A. McDermott, Assistant Corporation Counsel for the City of Boston, was present to advise the Board on any legal questions that might arise in connection with the settlement of these matters.

The following proposals relating to park lands were discussed:

Land Opposite Sears, Roebuck & Co. Building,
Park Drive, Brookline Avenue and Riverway

The Secretary read to the Board a communication from His Honor the Mayor, dated May 18, 1954, in which was enclosed a communication directed to the Mayor from Joseph J. Gottlieb, Attorney for Sears, Roebuck and Co., relating to the offer of Sears, Roebuck and Co. of the sum of $125,000 for the parcel of land located at Park Drive, Brookline Avenue and the Riverway.

For the information of the Commission, the Secretary traced the history of the efforts of Sears, Roebuck and Co. to acquire possession of this land either by lease or purchase, from the time of the legislative bill by His Honor the Mayor in January of 1951 which would permit the city to dispose of the land, through several court actions, various communications, etc., up to the present offer to which reference has been made.

Mr. McDermott informed the Board that the Law Department had this land appraised by John P. O'Hearn of 40 Court Street, Boston, who valued the land at $92,380, and by Earl P. Barnard, 282 Bay State Road, who valued it at $99,700. Mr. McDermott further called to the attention of the Commission that this proposed sale has been in litigation for some three years, and that the City of Boston has already gone on record as stating that the property is not needed for public purposes and that both the Superior and Supreme Courts had so found.

The members of the Commission studied the plans of the area and discussed the matter in detail. Chief Engineer Daniel J. Byrne then informed the members about the problems that will be encountered by the Company, relating to terrain, water, etc., if a parking area is constructed there. He stated that the

department will require the parking area to be constructed at a depressed level and the Riverway side to be properly landscaped, so as not to detract from the appearance of the Park System at this location.

At the conclusion of the general discussion the following vote was unanimously adopted, on motion of Associate Commissioner Thomas J. Carty:

> The Board of Parks and Recreation Commissioners in regular meeting on Tuesday, May 25, 1954, at the office of the Commission, 33 Beacon Street, voted to assent to the sale to Sears, Roebuck and Company of approximately 92,380 square feet of land located at Brookline Avenue, Park Drive and Riverway, Boston, at a minimum price of $125,000.

The Secretary was directed to notify His Honor the Mayor and the Law Department of the action of the Board.

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Cleveland Circle

The Secretary read a memo from His Honor the Mayor and an attached letter from Joseph J. Gottlieb, directed to the Mayor, requesting a conference regarding a proposal to purchase land at Cleveland Circle bounded by Beacon Street, Chestnut Hill Avenue, Commonwealth Avenue and the Old Reservoir, as a site for a multimillion-dollar apartment house development.

The Secretary informed the Commission that in October of 1950 another party had appeared before the Board expressing an interest in the land as a possible site for an insurance building. No further communication had been received from the interested party.

The Commission voted that an invitation be extended to Mr. Gottlieb and his architect to appear at the next meeting of the Parks and Recreation Commission to discuss this matter further and that Mr. Gottlieb have plans of the development with him at that time.

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Cummings Estate

The Commission was informed of the plans of the Corps of Engineers of the United States Army to take a certain section of the Mary P. C. Cummings Estate in Burlington, Massachusetts, to be used by the Department of Defense as the site of installations in connection with anti-aircraft activities.

The Commission was told of the meetings, correspondence and discussions that have been held with Army officials in relation to this matter, and Mr. McDermott stated that the Army in taking this property would make a permanent taking. The land would be entirely under the custody of the Army and, although it is possible that they may turn it back to the city at some time in the future, there is no requirement that the Army must do so.

The taking of this area by the Army will not interfere with the garden program which is operated jointly by the Parks and Recreation Department and the School Department. The members of the Commission were then informed in detail, by Commissioner Kelley, of the summer garden program for children, which is held on the Cummings Estate.

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Berners Square

The Secretary read the legislative act authorizing the City of Boston to sell a certain parcel of land known as Berners Square, in the Roxbudy district of Boston, to the Congregation Adath Israel. The Commission was informed of the exact location of the property and the matter was then laid on the table until such time as an official offer is made by the Congregation for the property.

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Centre and Walter Streets

Commissioner Kelley acquainted the members of the Commission with the request of the President of the Hebrew Home for Aged for the purchase of nine acres of park land located at Centre and Walter Streets, Jamaica Plain, known as Joyce Kilmer Park, for use as the site of a new Hebrew Home for Aged.

The Commission decided, before giving a decision on the matter, to view the property in question and, accordingly, it was agreed to meet on Wednesday morning, June 2, at the site of the property, to make an inspection.

*****

East Fifth Street, South Boston

The Commission was informed that steps have been taken to acquire 25,387 square feet of land in South Boston, known as lots 33,34,35,36 and 37 East Fifth Street, for playground purposes. It will be transferred from the Board of Real Estate Commissioners to the Parks and Recreation Department. The matter is now pending in City Council.

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Arlington Street and Commonwealth Avenue

The Secretary informed the Commission of the efforts, to date, of interest parties to effect a change in the zoning laws relating to the height of buildin on land at the corner of Arlington Street and Commonwealth Avenue. The Secreta stated that the latest on this matter is House Bill 2717, which has been enacte into law and allows the construction of buildings to a height of 155 feet above Commonwealth Avenue.

Those interested in the erection of a building at this location must now go before the Zoning Board of the City of Boston and request a modification of the City's zoning laws in this area, and must then present plans of the buildin to the Parks and Recreation Commission for approval, before construction may start.

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Baker, Gardner and Spring Streets,
West Roxbury

Commissioner Kelley informed the members of the Commission that the proposed taking of land by eminent domain for playground purposes, at Gardner, Baker and Spring Streets, West Roxbury, has been completed together with a right of way easement over Marshall Street from Spring Street to the playground site. The land is now in custody of the Parks and Recreation Department, but until such time as sufficient funds are appropriated out of the Capital Improvement Fund construction of the playground can not start.

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Castle Island

The Commission had before it an amendment to the original "Instrument of Consent" granted by the Secretary of War on March 15, 1907 to the City of Bosto which placed Castle Island under jurisdiction of the city for use as a public park.

The amendment, which was forwarded to the Parks and Recreation Commission by the office of the Secretary of War, transfers from the jurisdiction of the City of Boston to the jurisdiction of the Treasury Department (United States Coast Guard) a small area on Castle Island to be used as the site of a lifeboat station.

It was voted to accept the amendment on behalf of the City and to authori the Commissioner to sign the instrument.

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FISHING AT JAMAICA POND

The Commission considered the matter of allowing fishing from the banks of Jamaica Pond and agreed that on Wednesday morning, June 2, they would visit the area so as to set aside a location where fishing from the shore can be permitted.

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MISCELLANEOUS

As a matter of general information, the following items were called to the attention of the Commission:

1. Letter from John A. Volpe, Commissioner of Public Works for the Commonwealth, to His Honor the Mayor, regarding the present status of John J. Ryan, Jr. Playground in Sullivan Square, Charlestown.

2. Art Festival to be held on Public Garden, June 6 to June 30.

3. Robert Bellows, Chairman of the Art Commission for many years, has retired. The new Chairman is Mr. Howard T. Clinch, 177 State Street, Boston. All statues, monuments and other works of art in the city are maintained by the Art Commission. Any statue or memorial to be erected must receive the approval of the Art Commission.

4. From June 15 to September 15, a period of three months, the personnel of the Park Department is implemented by the employment of the following temporary help:

   50 lifeguards, 50 laborers and helpers, 60 matrons, 6 boating managers, 2 information booth consultants, 140 recreation leaders (100 women, 40 men).

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The meeting was adjourned at 12:50 p. m.

Secretary

June 22, 1954

A meeting of the Parks and Recreation Commission was held at the office of the Commission, 33 Beacon Street, today, at 10:40 a. m.

Present: Commissioner Frank R. Kelley and Assistant Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, O. Philip Snowden, Thomas J. Carty.

The minutes of the previous meeting were read and accepted as read.

BUILDING PERMITS

The following building permits, referred to the Parks and Recreation Department by the Building Department, were called to the attention of the Commission:

1662-1666	Commonwealth	Avenue	- Erect two single-faced, all metal signs, 30' x 6' overall. Request of Sol Rotenberg. (Disapproved)
407	"	"	- Change occupancy from one family to college dormitory. Request of Garland School. (Approved)
409	"	"	- Install connecting balconies on 2nd, 3rd, 4th and 5th floors and provide second means of egress from 5th floor. Request of Garland School. (Approved)

Building Permits (Cont.)

1387 Commonwealth Avenue - Change occupancy from 21 apartments to drug store and 21 apartments. Request of Jerry Capodilupo. (Approved).

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CONTRACTS:

The following contract, bids for which were publicly advertised, was awarded to the lowest bidder, John McCourt Company, 910 Huntington Avenue, Boston, on June 16, 1954, for "Constructing Asphalt Basketball Courts at William Gary Walsh Playground, Dorchester, Massachusetts, and at John J. Connolly Playground, Roxbury, Massachusetts", for the sum of $8,814.00.

Extensions of time for completion of the following contracts have been granted, at request of the contractors and with the approval of the Chief Enginee

Reconstruction and Resurfacing of Roadways in the Arborway, Jamaicaway and Franklin Park. Contractor, Baker & Co., Inc. Extended to June 18, 1954.

Repairs to Pile and Timber Fences at L Street Bath House, South Boston, Mass. Contractor, Wyoming Construction Co. Extended to June 25, 1954.

Asphalt Walks, Drainage and Grading at the Public Garden, Boston, Mass. Contractor, Atlantic Roads Co., Inc., Extended to August 1,1954

Spraying of Trees Throughout the Park System. Contractor, Eastern Tree and Landscape Corp. Extended to July 19, 1954.

Spraying of Trees Throughout the Park System. Contractor, Superior Tree Service, Inc. Extended to July 9, 1954.

Contract proposals will be opened for the following work:-

June 22:

Furnishing and Erecting Backstops and Wire Fences at Barry Playground, Charlestown, and at Ronan Park, Dorchester.

Removal of Dead or Diseased Trees in the City of Boston, Mass.

June 29:

Repairing and Painting Greenhouses at Franklin Park, West Roxbury, Mas

Development of Burial Areas in Mount Hope Cemetery, West Roxbury, Mass

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LAND MATTERS

Cleveland Circle:

The proposed purchase of park land at Cleveland Circle, bounded by Beacon Street, Chestnut Hill Avenue, Commonwealth Avenue and the Old Reservoir, by parties interested in the location as the site of a multimillion-dollar apartment house development, was again discussed at this meeting. The subject had previously been before the Commission at the meeting on May 25, and the Commission members had visited the site on June 2.

In attendance at today's meeting, to show plans of the proposed building and to discuss the matter, were Attorney Joseph J. Gottlieb and architect Saul Moffie who represented the interested parties.

Mr. Gottlieb informed the Commission that he had discussed this proposition with His Honor the Mayor and had pointed out to the Mayor that he believes this area is a desirable location for a new type of residential apartment house. Mr. Gottlieb stated that he had inspected the area to determine how much use was made of it by the public and that he believes it is not needed for playground or

park purposes, for the following reasons:

(a) Because of the close proximity of the Cleveland Circle Playground.

(b) Because very few people, in his opinion, use the area as a park or recreation resting place.

Mr. Moffie, the architect, presented plans of the housing development. He informed the Commission that much of the land is located on ledge, that the apartment house would be built on available land at one section of the property and that, on the rest of the area, the plans are to level off the ledge so that it might be available for parking of automobiles by residents of the building. This parking area is to be provided in addition to garage facilities. The building will be so designed that most of the apartments overlook the reservoir.

Mr. Gottlieb informed the Board that the sum of a million dollars is now available for the start of this development and that more would be forthcoming when approval of the Commission to the sale of the land is received.

Commissioner O'Connor suggested that the Commission would be in better position to judge the appearance of the apartment house if they could have an opportunity to see a front elevation or prospective plan showing how the building would look upon completion. Mr. Moffie stated that such a plan could be furnished at a later date.

After considerable discussion on the matter, the Commission agreed to defer their decision until a later date.

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Berners Square

The Board interviewed Mr. John S. Slater and Mr. Murray Weiss, Trustees of Temple Israel, who were present to talk with the Board on the proposed purchase by the Temple of park land located in the Roxbury district and known as Berners Square, the sale of this property by the city being authorized under Chapter 228 of the Acts of 1954.

The prupose of the Trustees' appearance before the Board was to acquaint the members with the contemplated use of the property. Both gentlemen informed the Commission that it is planned to erect a 20-room school building which will be adjacent to the present 16-room school building now attached to Temple Israel meeting house, on the Riverway and Longwood Avenue. They stated that because of present crowded conditions the Temple is unable to accommodate many children who should be receiving religious instruction.

The Trustees stated that the area, if purchased by the Temple, will not be used in any manner for playground or parking purposes but will be entirely utilized by the school building.

Commissioner Kelley, speaking for the Commission, requested the Trustees to have a private appraisal made of the land, and he stated that the City of Boston will have its own appraisal made through the Law Department. Then, when a proper sale price had been agreed upon, the proposed transfer of the land would be presented to the City Council and the Mayor for approval.

The Commission then voted to defer any further action on the matter until the next meeting.

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Centre and Walter Streets

The Commission again considered the request of the Hebrew Home for Aged for the purchase of nine acres of park land located at Centre and Walter Streets, Jamaica Plain, known as Joyce Kilmer Park. The matter had been discussed previously by the former Board of Park Commissioners and also by the Parks and Recreation Commission at its meeting on May 25. The Commission visited the site on June 2.

It was voted that the Trustees of the Home be invited to appear at the next meeting of the Commission for further discussion on this subject.

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Mission Hill Playground Site

A notice from the Corporation Counsel was read to the Commission, stating that on June 7 the City Council had approved the transfer of 23,072 square feet of land in the rear of Smith Street, Roxbury, from the Parks and Recreation Department to the School Department for school purposes. The former Board of Park Commissioners had determined that said land was no longer needed for playground purposes. The Council Order was approved by the Mayor on June 8, and as of this date the land became the property of the School Department.

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APPROPRIATION--ERADICATION OF DUTCH ELM DISEASE

The Commission was informed that under authority of Ch. 106 of the Acts of 1954, the City Council approved the request of the Commissioner of Parks and Recreation for an appropriation of $200,000 to be expended by the Parks and Recreation Department for expenses of taking down dead trees, or eradication of Dutch Elm Disease by spraying. The money can not be spent for new trees. The order was approved by the Council on May 24 and by the Mayor on May 25, 1954.

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CONCURRENCE IN SALE OF LAND BY COMMONWEALTH

Voted, that the Parks and Recreation Commission concur with the Metropolitan District Commission in the sale of a parcel of land in the Hyde Park district, containing 21,887 square feet more or less, to William Merola.

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COUNCIL ORDER--LITTLE LEAGUE

The following City Council Order, filed by Councillor Foley, was read to the Commission: "That the Board of Parks and Recreation be advised to request the Boston Advisory Committee of the Boston Little Leagues to sound out the officials of the various Little Leagues in the City of Boston as to their opinion as to the recreational needs of their communities, particularly with regard to male age groups which the Little League serves, and that their opinions be summarized in the form of a report and forwarded to the Boston City Council".

Voted, that Patrick J. Ryan, Director of Recreation, be assigned to obtain opinions as desired by Councillor Foley and that Mr. Ryan summarize these opinions in the form of a report.

The Commission agreed that suggestions of all groups are welcomed with relation to the conduct of our recreation program, and that when the report is completed by Mr. Ryan and accepted by the Commission, it will be forwarded to the Boston City Council.

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USE OF PRISON SITE FOR PLAYGROUND

A communication from the City Planning Board was read to the Commission, to the effect that the Planning Board had written to John A. Volpe, Public Works Commissioner of the Commonwealth, suggesting that if and when the State Prison in Charlestown is demolished, consideration be given to setting aside this area as a new playground site in the Charlestown district.

No action was taken by the Commission.

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PLAY AREAS ON PUBLIC STREETS

The Commission voted to close off the following streets for play areas during the days and hours listed, with the approval of the Boston Traffic Commission:

Corning Street, between Shawmut Avenue and Washington Street - Two or three hours a day, 1:00 p. m. to 4:00 p. m. (Police captain of district has not yet approved. Street will be closed for a trial period of two weeks).

Northfield Street, between Camden and Tremont Street, Roxbury - From closing of public schools until reopening of same, 10 a. m. to 5 p. m.

Corner I and E. 7th Street to 555 E. 7th Street, South Boston, (Olivia James House, Inc.). Beginning July 6 and continuing through August 31, five afternoons a week from 2 p.m. to 4:30 p.m.

Bradford Street at Waltham and Shawmut Avenue.

Wilkes Street at Washington Street.

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BOSTON COMMON PERMIT

Permission has been granted to General Motors Corporation to hold a "Parade of Progress" on Boston Common Ball Field from July 13 to July 20. This exhibit has been shown in many cities of the country. It is a scientific, research and engineering display for the education and entertainment of the public, demonstrating particularly the latest development in aircraft motors and such scientific matters as the development of the Atom Bomb, the H Bomb, etc. A satisfactory public liability and property damage bond has been furnished by General Motors Corporation so that the city will in no way be liable for any accident that may occur.

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FRANKLIN PARK ZOO

Commissioner Kelley distributed to the members of the Commission copies of the Franklin Park Zoo report, "Plan for the Future", prepared by Shurcliff and Shurcliff, landscape architects. Commissioner Kelley informed the Commission that the Mayor will issue this report to the press so that it will appear in the Boston Sunday papers of June 27.

The plan was discussed briefly by the Board.

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The meeting was adjourned at 12:55 o'clock p. m.

Secretary

July 27, 1954

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 10:40 a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, Thomas J. Carty, and O. Philip Snowden.

The records of the previous meeting were read and approved as read.

Building Permits

The following building permits, referred to the Parks and Recreation Department by the Building Department, were presented for approval:

1662-1666 Commonwealth Avenue . The erection of signs at this location was disapproved at the Commission meeting on June 22, 1954. Plans were resubmitted showing signs placed on another area on the property. The attention of the Commission was called to the fact that this matter has now been referred to the Zoning Board relative to a probable violation of zoning restrictions. The Commissioners voted to take no action until a decision has been received from the Zoning Board.

283 Commonwealth Avenue. Legalize occupancy as philanthropic institution for social and guidance work for hard of hearing persons. Approved.

536 Commonwealth Avenue. New store front and interior alterations in store areas. Approved.

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Parkman Fund

Voted, to approve a request made upon the Mayor, on July 20, 1954, by the Park Commissioner, for the transfer from the income of the George F. Parkman Fund of the sum of $28,000 which was then available, to be expended under the direction of the Commissioner of Parks and Recreation as follows:

Common and Parks in Existence on January 12, 1887,
Maintenance and Improvement Of . . . . . .$28,000.

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Contracts

The attention of the Commission was called to the following contracts, all of which were publicly advertised and the award in each case made to the lowest bidder. All awards were approved by His Honor the Mayor:

FURNISHING AND ERECTING BACKSTOPS AND WIRE FENCES AT BARRY PLAYGROUND, CHARLESTOWN, AND AT RONAN PARK, DORCHESTER. Bids were opened on June 20, 1954. Contract awarded to Anchor Post Fence Division (Anchor Post Products, Inc.), 20 Needham Street, Newton Highlands, Massachusetts, for the sum of $3,148.10.

REMOVAL OF DEAD OR DISEASED TREES, BOSTON, MASSACHUSETTS. Bids opened on June 22, 1954. Contract awarded to Fred Ralston & Co., Inc., 22 Linden Street, Allston, Massachusetts, for the sum of $137,088.

DEVELOPMENT OF BURIAL AREAS IN MOUNT HOPE CEMETERY, WEST ROXBURY, MASSACHUSETTS. Bids opened on June 29, 1954. Contract awarded to D. F. Frangioso & Company, 155 Savannah Avenue, Mattapan, Massachusetts, for the sum of $18,350.00

REPAIRING AND PAINTING GREENHOUSES AT FRANKLIN PARK, WEST ROXBURY, MASSACHUSETTS. Bids opened on June 29, 1954. Contract awarded to Dorchester Plate & Window Glass Company, 270 Adams Street, Dorchester, Massachusetts, for the sum of $11,388.

Contracts (Cont.)

ASPHALT SURFACING OF WALKS, FRANKLIN PARK ZOO, WEST ROXBURY, MASSACHUSETTS. Bids opened July 20, 1954. Contract awarded to S. J. Tomasello Corporation, 25 Huntington Avenue, Boston, for the sum of $10,994.50.

ERECTING WIRE FENCES AND FENCE REPAIRS AT THE FRANKLIN PARK ZOO, WEST ROXBURY, MASSACHUSETTS. Bids opened on July 20, 1954. Contract awarded to Boston Chain Link Fence Co., 350 Adams Street, Dorchester, for the sum of $3,543.50

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Extensions of time on Contracts

PLANTING, WALKS AND BENCHES AT WINTHROP SQUARE. Extended to October 31, 1954. Contractor, William P. Herlihy.

CONSTRUCTING ASPHALT BASKETBALL COURTS AT WILLIAM GARY WALSH PLAYGROUND, DORCHESTER, AND AT JOHN J. CONNOLLY PLAYGROUND, ROXBURY, MASSACHUSETTS. Extended to August 31, 1954. Contractor, John McCourt Company.

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PLAY AREAS ON PUBLIC STREETS

The Commission was informed that notice was received from the Traffic Commission that at its regular meeting on July 1, 1954 the Commission voted to set aside as play streets the areas approved by the Parks and Recreation Commission in meeting on June 22, 1954.

The Parks and Recreation Commission was informed that a request has been received for the closing off additional public streets for play areas during the days and hours as listed below:

Groton Street, South End, Boston, - from 10:00 a. m. to 8:00 p.m., for remainder of summer. On recommendation of Captain Sliney of Police Division 4, this area will be closed for a trial period of two weeks.

Rose Street (between Harrison Avenue and Albany Street, - From 8 a.m. to 12 noon, Fridays, starting July 30 and continuing through August.

Plympton Street (between Harrison Avenue and Albany Street), - 6:30 p. m. to 8:45 p.m., Monday, Wednesday and Thursdays.

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RYAN PLAYGROUND, CHARLESTOWN

The Commission was informed that a telephone notice had been received from Commissioner John A. Volpe, of the Massachusetts Public Works Department, stating that the opening of bids scheduled for July 5, for the restoration of the John J. Ryan Playground in Sullivan Square, Charlestown, has been deferred to August 10.

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WIDENING OF MORTON STREET

The associate commissioners were informed that Commissioner Kelley had approved plans submitted by the Public Improvement Commission of the Boston Public Works Department, for the widening and relocation of Morton Street between Forest Hills Street and Cemetery Road, said work requiring the taking of certain land in the Franklin Park area.

It was voted to approve the action of Commissioner Kelley provided that the existing park wall, which is to be removed, will be rebuilt by the Public Works Department along the new line of the roadway.

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FISHING AT JAMAICA POND

Voted, that fishing from the shore be permitted on the west and south banks

of Jamaica Pond, between Eliot and Perkins Streets, and that interested newspaper be so notified.

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LAND MATTERS

Fenway Land for School Construction Purposes

The Board gave full consideration to a letter dated June 25, 1954, from the School Committee to His Honor the Mayor and forwarded by the Mayor to this department, requesting transfer of title from the Parks and Recreation Department to the School Department of a parcel of land located in the Fens and bounded by Park Drive, Boylston Street, The Fenway, and Agassiz Road. The area comprises approximately 4,805,741 square feet and is desired by the School Committee for school building purposes.

After full discussion on the matter, the Commission voted unanimously against any transfer of this property.

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Castle Island--Coast Guard Area

Voted, to approve acceptance by the Parks and Recreation Commission of a revocable license from the Coast Guard which transfers to the Commission the temporary custody and responsibility of a small area of Castle Island recently assigned to the Coast Guard by the Department of the Army. The Parks and Recreation Commission will have custody of the area for park purposes pending construction of a Coast Guard lifeboat station at a later date.

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Charlesgate West and Ipswich Street
Construction of Building

Plans were presented to the Commission for approval, by the Pitney-Bowes Company, of Stamford, Connecticut, showing proposed erection of a two-story office building on Charlesgate West at Ipswich Street. A change in zoning restrictions at this location, from R-65 to B-80, had been approved by the Zoning Board and the Mayor.

Mr. William Kerr of the City of Boston Law Department was present at the meeting, representing the city's interests. Attorney Hirsh Freed, representing the Pitney-Bowes Company was present with two other representatives of the Company and their contractor. This company plansto occupy the contemplated building.

An extensive discussion was held by the Board regarding the erection of a building at the Charlesgate West and Ipswich Street location.

Mr. Freed informed the Board that the Pitney-Bowes Company is one of the largest manufacturers of postage machines and would use the building as an office and sales headquarters. He covered in detail the change in zoning restrictions and described features of the building particularly with regard to frontage on the building, which he thought would in no way detract from the appearance of the nearby park areas. He also informed the Commission that the building was to be in no sense a retail store but rather a meeting office for the salesmen, that equipment would be displayed in a section of the building removed from the windows, and that the service entrance would be on Ipswich Street. Three different front view plans were presented for consideration of the Board.

Mr. Kerr spoke to the Commission members on other considerations of this matter. He stated that their opinions must at all times be in the interest of the public good,and that they have the power to act and pass on the entire construction details of the building because it is to be located within 100 feet of land under jurisdiction of the Parks and Recreation Department.

Mr. Freed explained that three walls would be finished. The fourth wall will be finished with a concrete block construction because another building is planned for construction adjacent to this one in the immediate future.

The Board spent considerable time discussing the construction features of the building, particularly with relation to the one unfinished wall which would be in view of people coming into the Fenway toward Charlesgate. This would be the wall facing the apartment houses.

Commissioner O'Connor discussed in detail the construction of this building with the contractor for Pitney-Bowes Company and with the other members of the Commission, so that the members would be fully informed as to the type of building to be erected.

Commissioner Haffenreffer stated that the wall would present an unsightly appearance to those entering the Fenway and he desired to be recorded in favor of the completion of the so-called party wall with brick veneer.

The Board then discussed three propositions: (1) to allow construction of the temporary, or party, wall as shown on the plans, and (2) to allow construction of this wall as shown on the plans, with a covenant that a bond be filed guaranteeing that if another building is not constructed within a reasonable time, a brick veneer wall will be constructed, and (3) construction of the brick wall immediately.

The Commission then went into executive session while Mr. Freed telephoned the contracting company in Baltimore to ascertain their opinions with regard to the three proposals.

After thorough discussion in executive session, the Board took the following action:

> Motion was made by Commissioner O'Connor that the Chairman be authorized and directed to approve plans on behalf of the Commission, when they are again presented to him by the Building Department showing new front discussed at today's hearing.
>
> After a discussion on this motion, Commissioner O'Connor then amended the motion by adding thereto the stipulation that a bond in the amount of $5000 be filed with the Parks and Recreation Department guaranteeing that the wall now designed in concrete block construction be veneered with brick similar to the Ipswich Street elevation, if another building is not constructed on the premises before January 1, 1958.
>
> Commissioner Haffenreffer moved to amend the motion by adding thereto that the wall designed for concrete block construction be presently constructed with brick of similar type as the Ipswich Street elevation.

Mr. O'Connor's amendment was then put to the Commission for a vote. The Commission voted 4 to 1 in favor of the amendment.

Mr. Haffenreffer's amendment was then put to the Commission for a vote. The Commission voted 1 in the affirmative and 4 in the negative.

The original motion made by Commissioner O'Connor was then put to a vote, and it was approved by the Commission with a vote of 4 to 1.

Commissioner Haffenreffer then requested consent to make a statement, which was unanimously granted. Mr. Haffenreffer stated that he wanted to go on record as being whole-heartedly in favor at all times of new construction in any location that will not detract from the appearance of the park system, but he stated that his conscience will not allow him to vote for the erection of a concrete block construction wall which would be unsightly in our beautiful park system.

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REPORTS CONSIDERED

(1) Little League. A report prepared by Recreation Director Patrick A. Ryan, which the Commission had requested at its previous meeting, was submitted at today's meeting. The report was made in response to a City Council Order that the Parks and Recreation Commission obtain an opinion from various officials of the Little League as to the recreational needs of their communities.

It was voted to accept the report as submitted and to send a copy to

Councillor William J. Foley who filed the Council Order.

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(2) Boston Finance Commission - Dover Street Laundry

The Commission considered the recommendation of the Boston Finance Commission with regard to the erection of a new laundry building at the Dover Street site of the present building.

It was voted to defer action on the construction of such a building until the Commission receives a report from the architect who has been engaged to work with the Chief Engineer of the department on this project.

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(3) Aquarium

The Commission considered a letter from His Honor the Mayor dated July 19, 1954, and an attached communication from the Director of Administrative Services, Charles J. Fox, relative to the proposed closing of the Aquarium. This subject had been under discussion several times by the previous Board of Park Commissioners.

After some discussion the Commission was of the opinion that the closing of the Aquarium is a matter that should receive its early attention, but the members were also of the opinion that Commissioner Kelley should first call upon the Mayor in person and talk with him in more detail on the subject.

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TRANSFER OF PARK ROADS

The Chairman of the Commission discussed with the other members the matter of a possible transfer of certain roads within the jurisdiction of the Park Department to the jurisdiction of the Public Works Department and the Metropolitan District Commission.

The Commissioner stated that in order to have responsibility properly placed he believed that the following transfers should be made from the Parks and Recreation Department

To the Public Works Department

Columbia Road northerly of Columbus Circle to and including Preble Street Circle,

Columbia Road from Edward Everett Square to the end of the Metropolitan District Commission property at Mosely Street, and

Commonwealth Avenue from Kenmore Square to the Newton line;

To the Metropolitan District Commission

That portion of Columbia Road between Old Colony Avenue and Columbus Park which runs from Columbus Circle more or less 500 feet northerly, and

That portion of Columbia Road between Preble Street Circle and East Ninth Street extended.

The Chief Engineer, Daniel J. Byrne, Jr., was then delegated to discuss with Mr. McDermott of the Law Department the necessary steps to be taken to effect these transfers.

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The meeting was adjourned at 2:45 p. m.

Arthur L. Peple

Secretary

September 9, 1954

A meeting of the Board of Parks and Recreation Commissioners was held at the office of the Commission, 33 Beacon Street, Boston, today at 10:30 a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Thomas J. Carty, Daniel G. O'Connor, and O. Philip Snowden.

Voted: To dispense with the reading of the minutes of the previous meeting.

LAND MATTERS

Hebrew Home for Aged--Joyce Kilmer Park

As the first order of business, the Commission considered the request of the Trustees of the Home for Aged, for the purchase of nine acres of park land located at Centre and Walter Streets, Jamaica Plain, known as Joyce Kilmer Park. Mr. A. Paul Cohen and other Trustees of the Home were present to attend this meeting and discuss their request with the members of the Commission.

In opening up the discussion, before the Trustees had been admitted to the meeting, Commissioner Kelley read to the other members a letter he had received from Commissioner Theodore C. Haffenreffer setting forth certain historical data relating to the park system and stating that he, Commissioner Haffenreffer, was fundamentally opposed to whittling away our park land which had been acquired, developed, and preserved for many years.

The representatives of the Board of Trustees were then invited to sit in at the meeting. The following members were present: Messrs. A. Paul Cohen, President; Philip Kramer, Harry Marks, Jacob Rabinovitz, and Morris Borkum. They were accompanied by the architect of the proposed building, J. Frederick Krokyn.

Mr. A. Paul Cohen, speaking for the Trustees, pointed out in detail the necessity of acquiring a site immediately for a new Home for Aged. Copy of Mr. Cohen's statement is in the department files.

Members of the Park Commission then questioned the Trustees about certain phases of their building program and learned that the Trustees have plans pending for an addition to the present home at 21 Queen Street, Dorchester, as well as plans for the contemplated new building to be erected at Joyce Kilmer Park if they are permitted to purchase the park land.

Commissioner Kelley called the attention of the Trustees to the fact that the Park Commission would have to declare that this land is no longer needed for park purposes, before any disposition of it could be made.

When the discussion ended and the Trustees had left the meeting, the Commissioners were informed of an Act of the Legislature - Ch. 248 of the Acts of 1947 - which attaches certain other conditions to the sale of any park land in this area and which places a different light on the proposed sale now under consideration. This Act, which authorizes the City of Boston to sell certain land situated on Veterans of Foreign Wars Parkway in said City of Boston, refers particularly to the land taken by the Park Commissioners on the 22nd day of October 1894, and provides that the Mayor may sell at public auction any part or parts or the whole of any land areas in this section, provided that the Board of Park Commissioners assent to the sale and that the sale is authorized by two separate votes of two-thirds of all the members of the city council of said city at two separate meetings.

When this was brought to the attention of the Commission, legal advice was sought from the Law Department with the result that the following motion, offered by Commissioner O'Connor, was unanimously adopted:

> That no action be taken on the request of the Trustees of the Home for Aged until a written opinion is received from the Corporation Counsel relative to the powers of the Commission in the sale of land in this area.

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Charlesgate West and Ipswich Street

As a follow-up on the vote of the Commission in meeting of July 27, 1954, which granted approval for the construction of a building at Charlesgate West and Ipswich Street under certain conditions, plans for the building were approved by this department and delivered to Mr. Hirsh Freed, attorney for Elpanco, Inc., (who will erect the building) on August 12, subject to the following conditions:

1. That, on or before September 10, 1954, Elpanco, Inc. will substitute for check on deposit in this department a certified check of Elpanco, Inc., or a bond of a surety company licensed to do business in Massachusetts, for the sum of $5,000.

2. Upon further condition that if such substitution is not made the building permit may be revoked.

In view of the fact that a check for $5,000 is now on file in this office, the Commission voted that an extension of time for a period of two weeks be granted to Elpanco, Inc. for the filing of a surety bond or certified check in the same amount, in place of the check now on hand, to be held as a construction guarantee.

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Medford Street, Charlestown

The Board considered the advisability of transferring to the Real Estate Department of the city a parcel of land on Medford Street, Charlestown, formerly known as Dewey Beach and which is under jurisdiction of the Parks and Recreation Department. The area is no longer needed for park or playground purposes.

Voted, that the Commission request the Chief Engineer of this department to set forth in a plan or sketch the particular area on Medford Street, Charlestown, which is no longer required by the department, and that arrangements then be made to transfer it to the Real Estate Department.

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Exchange of Land between Commonwealth and City, East Boston Areas

Under date of August 2, 1954 the following exchange of properties between the Commonwealth of Massachusetts and the City of Boston was consummated:

To the Commonwealth:	World War Memorial Park; Amerena Playground; Orient Heights Beach.
To City of Boston:	The Stadium and Recreation Area near Airport.

World War Memorial Park has been temporarily under custody of the Commonwealth. Orient Heights Beach and new bath house were transferred from the Commonwealth to the City in accordance with the original agreement, and on the same day were transferred back to the Commonwealth.

Under the original bill in the Legislature the Commonwealth was to construct the Orient Heights Beach, bath house, and recreation area. These facilities were then to revert to the city for permanent operation. This has now been changed as noted above so that the Commonwealth will now operate them.

The transfers were approved by the Attorney General and Governor for the Commonwealth, and by the Corporation Counsel and the Mayor for the City.

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LAND MATTERS (CONT.)

Proposed Transfer of School Department Properties

The Commission considered the recommendation of the School Committee of the City of Boston that the following School Department properties be transferred to the Parks and Recreation Department for play and park areas:

Parcel of land on Sumner Street, at the corner of Lamson Street, East Boston, containing 21,000 square feet.

Robert Swan School, Thetford Avenue and Evans Street, Dorchester, land and building, containing approximately 29,879 square feet.

Quincy Street School, corner Stanley Street, Dorchester, land and building, containing approximately 16,413 square feet.

The Commission voted:

That if the School Department will clear the above-mentioned land of all buildings and structures, the Parks and Recreation Department will then be pleased to accept the land for future development.

******

Mary P. C. Cummings Estate--U.S.Army

The Commission was informed that a license was signed by Commissioner Kelley granting to the United States Army Corps of Engineers the right to install a 24-inch bituminous covered corrugated metal drainage pipe across South Bedford Road in the Town of Burlington, at a point approximately 170 feet northwesterly of the Burlington-Woburn town line.

This permit applies to that portion of the pipe which extends on to land owned by the City of Boston, being a part of the Mary P. C. Cummings Estate property, for a distance of approximately five feet. Said license is entitled, "Proposed 24" BCCM Pipe on South Bedford Road, Burlington, Mass., dated August 1954, Drawing No. NED-PA-1014".

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NAMING OF PARK AREAS

Lake Street Extension

The Commission considered the request of Reverend William J. Kenneally, S. J., Dean of Boston College Law School, that the park roadway known as Lake Street Extension be renamed "St. Thomas More Drive". Lake Street Extension is a section of parkway which runs from the junction of Commonwealth Avenue and Lake Street directly in front of the new Boston College Law School Building and between the two reservoirs to Beacon Street.

The Commission delegated Daniel J. Byrne, Chief Engineer of this department, to call on Reverend Father Kenneally for the purpose of determining the exact location of the area in question, so that all parties may be fully informed.

It was then voted that the area agreed upon by Mr. Byrne and Father Kenneally be renamed "Saint Thomas More Drive".

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Little League Stadium--Franklin Field

The Commission considered two requests relating to the naming of the Little League Stadium in Franklin Field, one from Mattapan Post No. 302 Jewish War Veterans that it be named in memory of PFC Irwin Rosenthal, a deceased World War II veteran, and another from the Dorchester Civic Club that it be named the Lewis Newman Stadium.

Voted, that the matter be laid on the table.

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NAMING OF PARK AREAS (CONT.)

Resolution on Naming of Playgrounds

The Secretary read to the Commissioners the following resolution adopted by the Board of Park Commissioners on May 19, 1950, relative to the naming of playgrounds:

> That the Board is of the opinion that honor should be given to all who died in the war rather than to a few whose names might be chosen by the Park Commissioners. Public recognition of the debt of gratitude that the City owes to all the young men and women of Boston who gave their lives in World War II in the service of their country is not a function of the Park Commissioners but rests in the hands of His Honor the Mayor, as evidenced in the War Memorial now completed in the Fenway.
>
> That the Board in naming parks, playgrounds and specific areas for individuals use the names of notable and exemplary persons of historical significance (regardless of where they lived) who have rendered distinguished service to city, state or nation; or perpetuate legendary names or place names of historical significance; or use the name of local communities or of local public institutions that have gained city-wide reputation.

After some discussion, the Parks and Recreation Commission voted to reaffirm and support the stand of the Board of Park Commissioners of May 19, 1950 and to adopt the above resolution as a policy of the present Parks and Recreation Commission.

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Commonwealth Avenue at Chestnut Hill Avenue

The Commission considered the request of Mrs. Ethel Calish, presented by Councillor Francis X. Ahearn, that a parcel of park land at the corner of Commonwealth Avenue and Chestnut Hill Avenue, be set aside for the purpose of providing a site for a memorial to her son, Lt. Sumner J. Calish, the memorial to consist of the plot of land, a fence and memorial stone.

Voted, that the matter be laid on the table, at the Request of Commissioner O'Connor who desires to visit the site before the next meeting.

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RENTAL OF PARK PROPERTY

Voted, to approve the renting of a wooden shed on the property of the Parks and Recreation Department known as the Williams Farm, located at 35 Veterans of Foreign Wars Parkway, to Thomas P. McCusker for storage purposes, at an annual rental of $120.

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DOVER STREET LAUNDRY BUILDING

The Commission considered the matter of construction of the proposed new laundry building to be erected at Dover Street, giving particular attention to the report of the architect, Mr. John Gray, and to a letter from Director of Administrative Services, Mr. Charles J. Fox. Mr. Fox, in his letter, had suggested that the department proceed with partial construction of the building to the extent permitted by the appropriation now available.

The suggestion was discussed in detail with the Commission by Chief Engineer Daniel J. Byrne, Jr.

The Commission then voted that Mr. Byrne prepare a reply to Mr. Fox's letter, stating that it is the opinion of the Commission members that it would be better business if the contract for construction of the entire building was advertised at one time, rather than to complete part of the building under one contract and then, later, advertise again for completion of the unfinished section when another appropriation is available.

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AQUARIUM

The Commission again discussed the proposed closing of the Aquarium, as a follow-up on the action taken at the last meeting when the matter was laid on the table.

It was then voted unanimously to close the Aquarium effective October 1, 1954 and to transfer the Aquarium exhibits to the Franklin Park Zoo. It was also voted that arrangements be made to transfer Aquarium personnel to vacancies now existing in the department.

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MAYOR'S GOLF TOURNAMENT DAY

The Commission was informed that the Mayor's Annual Golf Tournament will be held this year on September 26, at George Wright Golf Course.

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BUILDING PERMITS

The following building permits were referred to the Parks and Recreation Department, by the Building Department, for approval: All were approved.

175 Tremont Street	- Install new store fronts and modernize lobby finish. Request of the Henry Realty Trust.
203-205 Commonwealth Ave.	- Interior changes to partitions, stairs and exits. Request of Mass. Memorial Hospitals.
1657 Commonwealth Ave.	- Legalize occupancy for nine apartments. Request of John Realty, Inc.

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CONTRACTS

The following advertised proposals were publicly opened and read at this office on the dates specified. The contract in each case was awarded to the lowest bidder at the price stated, all with the approval of His Honor the Mayor:

August 10, 1954

RE-ROOFING OF FIELD HOUSE AT DORCHESTER PARK, DORCHESTER, MASSACHUSETTS. Contract to lowest bidder, John F. Shea Company, Inc., 41 Hollingsworth Street, Mattapan, for the sum of $710.00, to be charged to department budget item 260.

August 24, 1954

LOAMING AND PLANTING IN FENS AT WESTLAND AVENUE ENTRANCE. Contract to lowest bidder, William P. Herlihy, 564 Huron Avenue, Cambridge, for the sum of $1495.00, to be charged to department budget item 299.

REPAIRS TO BITUMINOUS PAVEMENT ON COMMONWEALTH AVENUE AT BOSTON UNIVERSITY BRIDGE. Contract to lowest bidder, Baker & Co., Inc., 3475 Washington Street, Boston, for the sum of $2317.50, to be charged to the special appropriation, "Reconstruction and Repair of Parkways and Roadways" (1-23-19).

CONSTRUCTION OF ASPHALT WALKS AND DRAINAGE AT THE PUBLIC GARDEN. Contract to the lowest bidder, John McCourt Corp., 910 Huntington Avenue, Boston, for the sum of $26,790.50, to be charged to the special appropriation, "Park and Playground Improvements, etc., Revenue" (1-31-14).

The following contract was awarded without public advertising for bids, with the consent of His Honor the Mayor, to the same contractor who is already doing similar work on other greenhouses in Franklin Park under an advertised contract recently awarded to him:

REPAIR AND PAINTING OF GROWING HOUSES NOS. 5 and 6 AT FRANKLIN PARK, WEST ROXBURY, MASS. Awarded to Dorchester Plate and Window Glass Co.,

270 Adams Street, Dorchester, Mass., in an amount not to exceed $5838, and which is to be based on the same rates as bid in the previously advertise contract. Charged to department budget item 263.

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The meeting was adjourned at 1.55 p. m.

Secretary

December 7, 1954

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 10.30 a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, O. Philip Snowden, and Thomas J. Carty.

Voted, to dispense with reading of minutes of the previous meeting.

UNFINISHED BUSINESS

Joyce Kilmer Park--Hebrew Home for Aged

Under date of September 30, 1954 this department addressed a communication to A. Paul Cohen, President of Trustees of the Hebrew Home for Aged, inclosing copy of opinion of the Corporation Counsel relating to conditions attached to any sale of land at Centre and Walter Streets, Jamaica Plain, known as Joyce Kilmer Park, a portion of which the Trustees desire to purchase for use as a site for a new Home. The Trustees have taken no further action.

There was no comment by the Commission and the matter was laid on the table pending further action by the Trustees.

***

Proposed Transfer of School Department Property to Parks and Recreation Department

The Commission was informed that Miss Agnes Reynolds, Secretary to the School Committee, had notified this department in writing that the School Committee at its next meeting will consider the offer of the Parks and Recreation Commission to accept three parcels of School Department land, one in East Boston and two in Dorchester, provided the land is first cleared of buildings. The offer of the Park Commission was made in accordance with vote taken at previous meeting.

There was no comment by the Commission at this meeting and the matter was laid on the table pending further action by the School Committee.

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Commonwealth Avenue and Chestnut Hill Avenue. Erection of Memorial

The Board again considered the request of Mrs. Ethel Calish for permission to erect a stone monument on park land at the corner of Commonwealth and Chestnut Hill Avenue.

The Commissioners voted that, while they sympathized with Mrs. Calish's desire to erect a monument to her son, they must adhere to the accepted policy of this department regarding the naming of park areas:- that no park area be named for any one veteran or be used to memorialize any one veteran, that the memorializing of veterans is not a function of the Park Commissioners but rests in the hands of His Honor the Mayor, as evidenced in the war memorial which

has been erected in the Fenway to honor all Boston veterans of World War II. The Commissioners were also of the opinion that the land at Commonwealth Avenue and Chestnut Hill Avenue is not a suitable site for any type of memorial.

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LAND MATTERS

Chestnut Hill Avenue, Brighton

The Commissioners considered the request of Temple Bnai Moshe for the purchase of a small strip of land, containing about 1900 feet, which is partially occupied by a building owned by the Temple, on Chestnut Hill Avenue, Brighton, adjacent to the Fire Department station. The Temple offers the same price for this land, per foot, as they paid for the other portion of their lot. This strip is required so that they may obtain a clear title to their property.

Voted, to address a communication to the Fire Commissioner asking if her had any use for this parcel of land and that the request of Temple Bnai Moshe be tabled until a reply was received from the Fire Commissioner.

***

Land of Sears, Roebuck & Co.,
Riverway and Park Drive

The Commission was informed that a decision of the Board of Appeal had been received in regard to the premises numbered 111 Riverway (Case #Z-3889) and 300 Park Drive (Case #Z-3890). This decision is in answer to the application of Sears, Roebuck & Co. to vary the zoning laws under Chapter 488 of the Acts of 1924 to permit the building of a parking lot on land recently purchased from the City of Boston. The Board of Appeals sustained said appeal with provisos in each decision, as follows:

> "That the parking area here in issue remain open not later than 30 minutes after closing hours of Sears, Roebuck & Co.; that there be no signs on said premises other than those indicating same as a parking area; that the signs indicating said parking area be limited in size and number as follows:
>
> "One sign on the Riverway side of the premises in question to be no larger than 8' x 3' set up on posts not more 8' high; and one sign on the Park Drive side of the premises in question to be no larger than 8' x 3' set up on posts not more than 8' high."

Additional information relating to the sale of this land to Sears, Roebuck & Company was furnished by Mr. McDermott of the Law Department, who was present at the meeting today. Mr. McDermott stated that it is not definitely known when Sears, Roebuck & Co. will pay for the property due to the fact that another action has been entered in the Superior Court by the owners of an adjacent apartment house, opposite the parking space, asking that Sears, Roebuck & Co. be prevented from developing this area as a parking space. The action will be brought up for early hearing in the Superior Court, probably during the week of December 27, 1954.

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Jewish Women's Health Association.
Request for Easement over VFW Parkway

A communication was presented to the Commission, from Attorney James B. Marcus representing the Jewish Women's Health Association, requesting an easement granting a right of access from the Association property at 1245 Centre Street, West Roxbury to the Veterans of Foreign Wars Parkway. Attorney Marcus contends that under a deed from Alice Williams, et al to the City of Boston dated March 28, 1896, the grantors, their heirs and assigns are guaranteed such right.

At the meeting today, Chief Engineer Daniel J. Byrne, Jr., submitted plans showing the proposed roadway to the Association property. The plan is entitled, "Proposed Right of Way, W. F. W. Parkway, West Roxbury, Massachusetts", dated May 10, 1951 and signed D. J. Byrne, Jr., Chief Engineer. This plan was approved as to location and width.

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Charlesgate West and Ipswich Street

Attorney Hirsh Freed appeared before the Commission at today's meeting to discuss the proposed erection of a second building at the Charlesgate West and Ipswich Street site in accordance with the intentions of his clients as explained in the July 27th meeting of the Commission. No formal application for approval of plans has yet been made, although plans are on file.

Attorney Freed's purpose today was to request approval of a sign with the special trade-mark lettering of the Dictaphone Company, for whom the building will be erected, to be placed on the front of the building.

The Commission voted unanimously that this lettering be allowed on the front of the building, subject to the following specifications:

> That the lettering on the sign conforms in every way with the inscription as it appears on the Dictaphone Company's registered trade mark, and provided further that the framework of the sign be not longer than 15 to 18 feet and that the letters spelling out the word "Dictaphone" be not higher than 18 inches, all to be in conformity with specifications filed with the Parks and Recreation Commission.

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Mary P. C. Cummings Estate

The Commission was informed that a permit had been granted by this department to the United States Army, Corps of Engineers, for a right of entry on the Mary P. C. Cummings Estate in Woburn for construction work in connection with military defences. The right of entry applies to an additional 0.41 acres of land which the Army requires. Condemnation proceedings now underway will be amended in order to include this additional area in the original taking, so that the City of Boston will receive just compensation.

The Commission voted approval of the action granting the permit.

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820 Commonwealth Avenue,
Permit to Drive Across Sidewalk

The Commission considered the request of the Cadillac Automobile Company of Boston for a permit to drive motor vehicles across the sidewalk at 820 Commonwealth Avenue, Boston, to their proposed used car display area which is located on the south side of Commonwealth Avenue approximately 500 feet west of Boston University Bridge. To facilitate access to this area, the Company requests removal of the parking meters, trees and police box to install a ramp in place of the sidewalk curb.

The Commission voted to defer action on that portion of the request which concerns this department - removal of trees and sidewalk curb - pending an inspection and report by our Chief Engineer.

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Widening of Forest Hills Street

Commissioner Kelley informed the other members of the Commission that the Public Improvement Commission of the City has passed an order for the widening and construction of Forest Hills Street, West Roxbury, as a public highway between Glenn Road and Cemetery Road. The Parks and Recreation Department has stipulated that all walls belonging to this department which are being dismantled, be reconstructed on the new road line.

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Transfer of Park Roadways

At the meeting on July 27, 1954 the Commission discussed the advisability of transferring certain sections of Columbia Road and a portion of Commonwealth Avenue to the Public Works Department. The matter was referred to Mr. McDermott

of the Law Department for legal advice. At today's meeting Mr. McDermott reported that he is awaiting final approval of Commissioner Hyland for the acceptance of the roads by the Public Works Department, in order to expedite this transfer. All necessary papers have been prepared for submission to the City Council.

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Forest Hills Overpass

The Commissioner discussed informally with other members of the Commission the intention of the Metropolitan District Commission to transfer the Forest Hills Overpass back to the Parks and Recreation Commission. The area was taken by the MDC for construction purposes. No action was taken by the Commission because the matter is not yet before it for final disposition.

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Smith Playground, Brighton

The Board discussed the proposed taking of part of Smith Playground in Brighton, by the Metropolitan District Commission, in connection with construction of a traffic circle in that area; also the request of Harvard University for an exchange of land, Harvard to take another section of Smith Playground for its own purposes and to transfer to the Parks and Recreation Department a parcel of land owned by the University and adjoining the playground. No action was taken by the Board, these requests being only in the discussion stage.

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Playground in Hyde Park

The Board discussed the offer of the Metropolitan District Commission to construct and equip a playground in the Hyde Park section of Boston and then turn it over to the custody and control of the Parks and Recreation Department. It was suggested, during the discussion, that the Metropolitan District Commission be requested to improve and equip the playground already located in Hyde Park, on Truman Highway, Washington and Farraday Streets, instead of building a new one in another section, as the existing playground serves the needs of the children of the district. No action was taken.

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Boston Common Garage

The Commissioners were informed that His Honor the Mayor has filed a bill in the Legislature setting up a Public Authority to build a garage under Boston Common and then lease it to private interests. Another bill has also been filed which would allow the City to prepare plans for the garage.

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PARKMAN FUND

The Commission was informed that His Honor the Mayor had been requested to transfer from the income of the George F. Parkman Fund the sums of $34,000 and $25,000 as they became available, to be expended under the direction of the Commissioner of Parks and Recreation for the following purpose: Common and Parks in Existence on January 12, 1887, Maintenance and Improvement Of.

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ALTERATION PERMITS

The following building permits were referred to this department for approval, by the Building Department: All were approved.

3 Arlington Street - Alterations, mostly interior. Request of Arthur Inman.

400 Fenway - Erect Type I building as per plans filed. Request of Trustees of Emanuel College.

169 Commonwealth Avenue - Change occupancy from two apartments and lodging house to eight apartments--fire escape on front of building. Request of Dr. & Mrs. Wm. G. MacDonald.

175 Commonwealth Ave. - Legalize occupancy to comply with Boston Building Code, from Church offices to Church offices and lodgings. Request of Church of Jesus Christ, Inc.

200 " " - Install new bath and kitchen on second and third floor. Use each floor for two apartments and three existing apartments in basement. Request of Irving Kennedy.

395 " " - Erect addition to present building. Reque of Hearthstone Insurance Company of Mass.

536 " " - Erect a standard Priggen Steel Buildings Company building for use as a storage buil for existing drug store. Request of Charl View Trust.

609 " " - Interior changes and alterations. Request of Lahey Clinic.

1238 " " - Change occupancy from 8 apartments to 8 apartments and office in basement. Request of Agnes Demeter.

(1868 " " - Change occupancy from sixteen to seventeen
(1870 apartments, one suite in basement. Request
(1872 of Chestnut Hill Apartments Inc.
(1880

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CONTRACTS

The Board was informed that the following contracts were publicly advertised and bids opened at this office and that the contract was awarded to the low bidde in each case:

ASPHALT SURFACING IN THE FENS AT WESTLAND AVENUE ENTRANCE, BOSTON, MASS. Bids opened September 14, 1954. Awarded to Warren Bros. Roads Co., 33 Cambridge Parkway, Cambridge, Massachusetts. Amount.....$ 6,193.75

SUBSOILING AND CONCRETE LINERS AT EVERGREEN CEMETERY, BRIGHTON, MASS. Bids opened September 28, 1954. Awarded to D. F. Frangioso, 155 Savannah Avenue, Mattapan, Massachusetts. Amount.....$ 3,334.50

DEMOLITION OF BUILDINGS AT CUMMINGS ESTATE, WOBURN*BURLINGTON, MASS. Bids opened November 9, 1954. Awarded to Mystic Building Wrecking Co., 203 Everett Avenue, Chelsea, Massachusetts. Amount.....$ 1,625.00

RECONSTRUCTION AND REPAIR OF PILE AND TIMBER FENCES, L STREET BATH HOUSE, SOUTH BOSTON, MASSACHUSETTS. Bids opened November 9, 1954. Awarded to W. H. Ellis & Sons Co., 479 Meridian Street, East Boston. Amount.... $24,972.50

CLEANING CATCHBASINS IN ANY PARK ROADWAYS IN THE CITY OF BOSTON. Bids opened November 22, 1954. Awarded to William J. Banfield, 50 Terminal Street, Charlestown, Massachusetts. Amount....$ 6,000.00

The following contracts for hurricane clearance work were awarded without publicly advertising for bids, with the approval of the Mayor:

FURNISHING EQUIPMENT AND MEN IN CONNECTION WITH THE DISPOSAL OF HURRICANE FELLED TREES, LIMBS, BRANCHES, ETC. Awarded October 15, 1954, to R. G. Mearn Co., Inc., 363 Albany Street, Boston, Mass. Amount....$11,500.00

FURNISHING ONE GRADALL STUMP REMOVER IN CONNECTION WITH HURRICANE CLEARANCE WORK. Awarded October 15, 1954 to M. Solimando, 584 Columbia Road, Dorchester, Mass., for a period of five weeks beginning Sept. 20. Amount....$ 5,500.00

Second contract awarded to M. Solimando for same type of work for a period of eight weeks beginning November 15. Amount... $ 5,500.00

FURNISHING ONE BULLDOZER IN CONNECTION WITH THE DISPOSAL OF HURRICANE-FELLED TREES, LIMBS, BRANCHES, ETC. Awarded October 15, 1954 to Carriere Construction Co., 21 Glendower Street, Roslindale, Massachusetts. Amount .....$ 3,000.00

REMOVAL, TREE SURGERY, AND PRUNING OF DANGEROUS TREES IN ALL SECTIONS OF THE CITY. Awarded in October to the four following-named contractors:

Eastern Tree & Landscape Corp., 280 Bridge St., Dedham..... $50,000.00
Fred Ralston & Co., Inc., 22 Linden St., Allston 50,000.00
Blueview Nursery, 32 Gaston Street, Roxbury 50,000.00
Superior Tree Service, Inc., 15 Littlejohn St., Arlington.. 50,000.00

EMERGENCY ORDERS WERE ISSUED FOR HURRICANE CLEARANCE WORK FOLLOWING THE STORMS OF AUGUST 31 AND SEPTEMBER 11 in THE AMOUNT OF...$37,500.08

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The following contracts were awarded without publicly advertising for bids, with the approval of the Mayor:

ROPING AND STAKING OF PLAYGROUNDS FOR FOOTBALL GAMES, SEASON OF 1954 . . . . . $ 4,410.00

ARCHITECT'S CONTRACT FOR NEW LAUNDRY AND ALTERATIONS TO DOVER STREET BATH HOUSE 12,058.00

OPERATION OF CONVENIENCE STATIONS ON BOSTON COMMON. Contract renewed with American Coin Lock Company, of Pawtucket, Rhode Island, for another one-year period beginning November 1, 1954. The City is to pay the Company the sum of $4500 for one year. The Company will furnish and pay eight attendants at the stations on the Common, furnishing all supplies required for cleaning and servicing the stations, for the sum of $4500 plus the receipts of the coin locks. Amount per year ....$ 4,500.00

The following advertised contract was awarded:

SUBSOILING AND CONCRETE LINERS AT EVERGREEN CEMETERY, BRIGHTON, MASSACHUSETTS. Bids opened on September 28, 1954. Awarded to the only bidder, D. F. Frangioso & Company, 155 Savannah Avenue, Mattapan, for the sum of . . . . . $ 3,334.50

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LEASES AND AGREEMENTS

Refectory Building Concession. The lease for the Refectory Building Refreshment Privilege, in Franklin Park, was renewed for a one-year period beginning October 1, 1954 at rental of $5100 for the year, to John P. Burke, 22 Myrtle Street, Jamaica Plain.

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G. W. Clubhouse Refreshment Concession. The lease for the refreshment concession held by Timothy J. McKeon, Jr., 1108 Boylston Street, Boston, was renewed for a three-year period beginning January 1, 1955 at the rate of $200 per year.

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Weighing Machine Privilege. The lease for the weighing machine privilege in buildings of the Park and Recreation Department, held by Mills Automatic Merchandise Corp., 9 Belvidere Street, Boston, for a term of three years was renewed for another three-year term beginning July 1, 1954, at the rate of $350 per year.

Malloch's Wharf, Freeport Street, Dorchester. Lease renewed with Vernon I. Hart for a one-year period beginning November 1, 1954 at the rate of $160 per year.

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MISCELLANEOUS

The members of the Commission were informed that in accordance with a vote at the last meeting, the Aquarium was closed on October 1, and that, since the closing, one employee has been transferred to the Fire Department, three to the Public Buildings Department, and three were retained in this department. Since then, one employee has died and one was retired. At the present time three watchmen are stationed at the building. Plans are under way to effect a transfer to the Metropolitan District Commission of this entire property.

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The Commissioner reported to the other members of the Commission that the Park and Recreation Department Championship Football game was held on November 21 and that the department hopes to realize a net profit of about $10,000, all of which will be turned over to the Nazareth charitable fund.

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The meeting was adjourned at 12.45 o'clock p. m.

Secretary

January 11, 1955.

A meeting of the Parks and Recreation Commission was held at the office of the Commission, 33 Beacon Street, today, at 10.30 o'clock a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Thomas J. Carty and Daniel G. O'Connor.

Voted, to dispense with reading of minutes of previous meeting.

BUILDING PERMITS: The following building permits referred to this department by the Building Department were approved:

1292 Commonwealth Avenue - Alter 6 apartments to 12 apartments, provide two new fire-escapes from third floor to ground. Request of Harold and Morris Brown.

236 Jamaicaway - Change occupancy from 2-family dwelling to 3-family dwelling, erect stairway from second floor to ground. Request of Mrs. H. Freck.

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PARKMAN FUND : Request was made upon His Honor the Mayor and the City Council, under date of December 15, 1954, for transfer of the income of the George F. Parkman Fund in the sum of $16,441.74, to be expended under direction of the Commissioner of Parks and Recreation for the following purpose: Common and Parks in Existence on January 12, 1887, Maintenance and Improvement Of. Approved by Mayor.

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CONTRACTS: The following contracts were awarded with approval of His Honor the Mayor:

RE-ROOFING OF LOCKER BUILDING AT WM. F. SMITH PLAYGROUND, BRIGHTON. Approved December 14, 1954. Contractor, M. Solimando, ...$1,744.00

SUBSOILING AND CONCRETE LINERS AT FAIRVIEW CEMETERY, HYDE PARK, MASSACHUSETTS. Approved December 14, 1954. Contractor, Sylvester A. Ray. $2,718.50

REMOVAL AND DISPOSAL OF STUMPS AND DEBRIS AT GARVEY PLAYGROUND, DORCHESTER. Approved January 6, 1955. Contractor, William P. Capone corp. $1,949.00

RENTAL OF GRADALL STUMP REMOVER FOR PERIOD OF TEN WEEKS FROM JANUARY 10, 1955. Approved December 31, 1954. Contractor, M. Solimando $7,200.00

FURNISHING STEAM FOR OPERATION OF DOVER STREET LAUNDRY FOR YEAR 1955. Approved December 31, 1954. Contractor, Bay Realty Corp . . . . . $3,500.00 Mo.

CONCESSIONS : The following concession privileges were awarded with approval of His Honor the Mayor:

RENTAL OF SPACE IN L STREET BATH HOUSE FOR MEN'S MASSAGE ROOM. Lessee, William H. Baldwin. Term, 3 years to Dec. 31, 1957. $ 100.00 Yr.

GOLF INSTRUCTION AND SPORTS SHOP CONCESSION AT GEORGE WRIGHT GOLF COURSE. Lessee: William Taylor. Term, 3 years ending December 31, 1957. . . . . $ 50.00 Yr.

REFRESHMENT CONCESSION AT EAST BOSTON STADIUM AND ATHLETIC CENTER. Lessee, Mrs. Anna H. Consilvio. Term, 3 years to December 31, 1957. . . . . $ 250.00 Yr.

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LAND MATTERS

Fenway--Boston School Committee. At the request of the Boston School Committee, the Parks and Recreation Commissioners had extended an invitation to the Committee to attend today's meeting for the purpose of discussing the proposal of the School Committee that approximately 5,000,000 square feet of land in the Fenway area, bounded by Park Drive, Boylston Street, The Fenway, and Agassiz Road, be transferred from the Parks and Recreation Department to the School Department for school building purposes.

At 11 a. m. the following members of the School Committee were welcomed to the meeting: William Carr, Louis Muscoe, and Joseph Lee; also, Dr. Dennis Haley, Superintendent of Schools, D. Leo Daley, Assistant Superintendent of Schools, James Mooney, Superintendent of the School Buildings Department, Mr. McMackin of the School Architectural and Planning Division. Also present were Chief Engineer Daniel J. Byrne, Jr., of the Parks and Recreation Department and William A. McDermott, Assistant Corporation Counsel for the City of Boston.

The majority of those present discussed the proposed transfer of land, some briefly and others at considerable length. Mr. Carr's and Mr. Muscoe's remarks were to the effect that the education of children is a serious problem and that because of crowded and therefore unsanitary conditions, and for other reasons, it was necessary to acquire suitable new space for both Girls Latin and Technical High Schools.

Mr. Daley called to the attention of the Commission that today Technical High School has an enrollment of approximately 1500 students and is turning away 200 or 300 annually, and that we are now in a phase where technical education has achieved great prominence in all education programs and that to meet this need the School Department plans to establish a new technical school where only boys of high mentality and ability will be admitted after examinatio similar to the entrance requirements for Boston Latin School

Dr. Haley spoke in detail of the School Department's difficulty in obtaini suitable land for further development of the school system. A plan indicating the type of building to be erected was shown by Superintendent Mooney. The plan shows the erection of one large building so constructed as to accommodate two schools. The School Department officials indicated that they were also considering other plans for Girls Latin School and that currently they were interested only in a technical high school. Mr. Muscoe stated that they were awaiting a decision from the Governor and the Department of Education regarding the possibility of future financial assistance with the cost of Latin School building construction.

Mr. Lee pointed out the value of having the school in the Fenway, adjacent to recreation areas, and of the possibility of establishing new recreational facilities in conjunction with the school program.

Park Commissioner Kelley explained to the school officials the reason for the Park Commissioners' rejection of the School Committee's previous request for transfer of the Fenway land. He stated that the Parks and Recreation Commission can not dispose of park land unless it is no longer needed for park or playground purposes and that they must make a definite statement to that effect.

Before the meeting adjourned Dr. Haley suggested the possibility of Mr. Mooney drawing a new plan showing the outline of the technical school and the land area that it would occupy. It was brought out that the State official would allow 20% toward construction costs if it could be shown that valuable play facilities are adjacent or in the immediate vicinity.

Expressions were made by those in attendance about the unusual fairness of the meeting and the complete presentation of both sides of the question.

The Parks and Recreation Commissioners continued their meeting after the departure of all others, and at that time voted to reaffirm their position consistent with their vote of July 27 - that the property located in the Fenway bounded by Park Drive, Boylston Street, The Fenway and Agassiz Road is needed for park purposes and that they are against the transfer of this property.

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Charlesgate West and Ipswich Street. At his request, Attorney Hirsh Freed appeared before the Commissioners at today's meeting to discuss the proposed construction of a second building at the Charlesgate West and Ipswich Street site, this building to be occupied by the Dictaphone Company. Plans were submitted entitled, "Scheme No. 2", showing the main window to be constructed more in the manner of a show window than the type of window shown in plans entitled "Scheme No. 1", which were discussed at the previous meeting.

After due consideration the Commissioners voted to approve plans entitled "Scheme No. 2", showing the main window to be constructed in the style of a show window.

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Washington Street at Stimson Street, W. R. The Commission had before it a letter from Silver Star Chapter No. 3, Disabled American Veterans, requesting the privilege of purchasing approximately 13,180 square feet of land on the southeast side of Washington Street at the corner of Stimson Street, West Roxbury, now under custody of the Parks and Recreation Department. This land was transferred from the School Department in 1938 but was never developed as a play area for the reason that there is sufficient play space in the district. It is not needed for park or playground purposes. Voted, to recommend transfer to the Real Estate Commission. ****

Chestnut Hill Avenue, Brighton,
Land desired by Temple Bnai Moshe.

Temple Bnai Moshe desires to purchase a strip of land located on Chestnut Hill Avenue, Brighton, adjoining land now owned by the Temple and land adjoining a playground site owned by the Parks and Recreation Department as well as land belonging to the Boston Fire Department. The strip contains about 1900 square feet of land.

The Fire Commissioner of the City of Boston notified the Parks and Recreation Commission that his department has no interest in the land, and as it is not needed for park or playground development, the Commission voted that the Corporation Counsel be requested to have an appraisal made to determine the fair value of the land. When the appraisal is received, the question of the sale of the land will again be brought before the Commission for decision.

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Medford Street, Charlestown

At the Commission meeting on September 9, 1954, it was voted that the Chief Engineer of this department be requested to prepare a plan or sketch showing the area on Medford Street, Charlestown, formerly known as Dewey Beach, which is no longer needed for park or playground purposes, and that arrangements then be made to transfer the area to the Real Estate Commission.

The Engineer's statistics were presented at today's meeting and accepted by the Commissioners. It was then voted that the Mayor be requested to arrange, through the City Council for the transfer of the Land to the Real Estate Commission of the City of Boston.

****

Proposed Transfer of Commonwealth Avenue,
from Kenmore Square to Lake Street

The Commission discussed the proposed transfer from the Parks and Recreation Department to the Public Works Department of that section of Commonwealth Avenue from Kenmore Square to Kake Street, and also the alternate proposal that the area be retained in this department provided the cost of resurfacing can be absorbed under the regular street loan or under Chapter 90.

Two communications on this subject were presented to the Commission, one from His Honor the Mayor, and the other, a copy of letter addressed to the Mayor by Public Works Commissioner George G. Hyland who stated that it is his opinion that the aforementioned section of Commonwealth Avenue is a public way rather

than a parkway and that, therefore, the resurfacing can be done under the regular street loan or under Chapter 90. Commissioner Hyland also stated that he had referred the question to the Corporation Counsel for decision.

The Commissioners took no action in the matter, pending receipt of an opinion from the Corporation Counsel.

****

820 Commonwealth Avenue--Request
to drive motor vehicles across sidewalk.

The Commission again considered the request of the Cadillac Automobile Company of Boston for permission to drive motor vehicles across the sidewalk at 820 Commonwealth Avenue, Boston, to the company's used car lot. To facilitate access to this area, it will be necessary to remove parking meters, trees and police box so that a ramp may be installed in place of the sidewalk curb.

After study of a report on the matter, made by the Chief Engineer of this department, the Commissioners voted to deny the request.

****

TRUST FUND--CEMETERY USE

Mr. William A. McDermott, Assistant Corporation Counsel who attended today's meeting, presented to the Commissioners a letter from Attorney John T. Day to the Corporation Counsel, stating that Attorney Day's client, Conrad A. Pihl, desired to insert in his will a proposed trust whereby he would give and devise the sum of $2000 to the City of Boston, this sum to be held in trust and the income used for the preservation of the monument on grave owned by Mr. Pihl in Mount Hope Cemetery and for the care, beautifying and perpetual planting on the lo

It was voted to accept the trust on the terms set forth and to so notify Attorney Day.

****

HOTEL SOMERSET--REQUEST FOR SIGN

The Commission considered the request of the Hotel Somerset management for erection of an illuminated sign on the roof of the hotel

It was voted that the request be denied.

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The meeting was adjourned at 1:30 o'clock p. m.

Secretary

February 18, 1955.

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 11:30 o'clock a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Haffenreffer, Carty, Snowden, and O'Connor.

Voted to dispense with reading of minutes of previous meeting.

***

HOTEL SOMERSET--SIGN

Voted to reconsider the vote passed in meeting of January 11, 1955, at which time the Commission denied the request of the Hotel Somerset management for erection of an illuminated sign on the roof of the hotel. Voted at today's meeting to grant the request.

***

LAND MATTERS

Washington Street at Stimson St., W.Roxbury. Since the meeting on January 11, 1955, an opinion has been received from the Law Department to the effect that because of deed restrictions on this land it can be disposed of only after a decree has been obtained from the Suffolk Probate Court.

The Commission voted, therefore, to rescind its action of January 11 when it voted to transfer this parcel of land to the Real Estate Commission. It was also voted to take no further action at this time towards disposing of the land but to retain it within the department until a definite offer is received from persons interested in purchasing it, when the subject will be discussed again.

***

Medford Street, Charlestown - Dewey Beach. At the meeting of the Commission on January 11, 1955, it was voted that the Mayor be requested to make arrangements through the City Council for the transfer of this property to the Real Estate Division, as it is no longer needed for public purposes within this department.

Since that meeting an opinion has been received from the Law Department which states that under the Statute 1951, Ch. 159, the land at Dewey Beach can not be transferred to the Real Estate Division. It can be disposed of only by Legislative permission to sell at public auction.

The Commission voted, therefore, to take no further action at this time towards disposing of this land but to wait until a prospective buyer expresses an interest in the property, when the matter will be discussed again.

***

Transfer of Section of Commonwealth Avenue to Public Works Department

The Commission discussed the proposed transfer to the Commissioner of Public Works of the powers and duties of the Parks and Recreation Commission with respect to Commonwealth Avenue other than the portion thereof between Arlington Street and Beacon Street, and it was

> VOTED, that it be, and hereby is, determined to be the sense of the Parks and Recreation Commission that an ordinance be adopted providing for the transfer to the Commissioner of Public Works of the powers and duties which were conferred and imposed by chapters 2 and 3 of the Ordinances of 1905 upon the then board of park commissioners with respect to portions of Commonwealth Avenue and which were transferred by section 3 of chapter 10 of the Ordinances of 1912 to the board established by said chapter 10 as the board of park and recreation commissioners and renamed the board of park commissioners by section 1 of chapter 13 of the Ordinances of 1920 and which were most recently transferred to the parks and recreation commission by sections 38 and 42 of chapter 2 of the Ordinances of 1954.

The Commission then voted to recommend to His Honor the Mayor that

immediate action be taken to effect passage of an ordinance through the City Council in accordance with the above vote of the Parks and Recreation Commission.

***

Commonwealth Avenue at Chestnut Hill Avenue. The Commission considered the request of Attorney Jerome L. Rappaport, made on behalf of his clients, for the purchase of a parcel of land at Commonwealth Avenue and Chestnut Hill Avenue formerly used by this department for victory gardens. The land is bounded and described as follows:

> Situated on the northwesterly corner of Commonwealth Avenue and Chestnut Hill Avenue: Northwesterly by land now or formerly of Grace D. Allen and William S. Heath, and northeasterly by Chestnut Hill Avenue and southwesterly by Commonwealth Avenue, containing approximately 66,762 square feet.

The Commission voted that before taking any action on a request for the purchase of this property, the Law Department be asked to ascertain from other city departments whether any one of them is interested in acquiring this land for public uses.

***

Land in Brighton and West Roxbury Districts

The Commission considered a communication from His Honor the Mayor, dated February 14, 1955, regarding the advisability of selling three parcels of park land located in the Brighton and West Roxbury Districts, as follows:

(1) Land at Weld Street, West Roxbury Parkway and V. F. W. Parkway.

(2) Land at corner of Commonwealth Avenue and Chestnut Hill Avenue, formerly used for victory gardens.

(3) Large lot at Chestnut Hill Avenue and Commonwealth Avenue running up from Cleveland Circle.

Regarding parcels No. 1 and No. 3, the Commission voted to make an inspection of both parcels and to discuss the proposed sale of these park areas at another meeting, before rendering any decision on the sale of them.

Regarding parcel No. 2 - land at the corner of Commonwealth Avenue and Chestnut Hill Avenue formerly used for victory gardens - The Commission voted, as stated above, that the Law Department be requested to ascertain whether any other city department has use for the land, before making any decision in the matter of selling it.

***

Land on Centre Street, corner of Quinn Way, W. R.

The Commission considered the request of Mrs. Mary A. Cronin for the purchase of approximately 1282 square feet of land on Centre Street at the corner of Quinn Way, West Roxbury, adjacent to property now owned by Mrs. Cronin.

It was agreed that the Secretary be instructed to communicate with Mrs. Cronin and request her to make an offer for the property and that, if such offer is received, to consider the matter of sale of the land to Mrs. Cronin.

***

Joyce Kilmer Park

The Secretary presented to the Commissioners a photostatic copy of an Act of the Legislature relating to the sale of land in Joyce Kilmer Park. This act takes effect upon its acceptance by the City Council and, after such acceptance, authorizes the Board of Park Commissioners of the City of Boston, if they so desire and with the approval of the Mayor, to sell a parcel of land in Joyce Kilmer Park to the Hebrew Home for Aged.

The Commission voted to take no action in the matter at this time but to hold it open until further developments occur.

***

Mildred Avenue Extension

The Commission voted to confirm a permit granted by the Commissioner to the Public Works Department which allows that department to lay out and construct an extension to Mildred Avenue, Dorchester, through a portion of the Walker Playground.

***

GOLF CONCESSION

The Commission voted to confirm the selection of Mr. Charles Malloy, of 67 Prospect Avenue, Wollaston, as golf professional at the Franklin Park Golf Course for a period of three years commencing March 1, 1955, at a fee of $25.00 per year.

***

CONTRACTS

The Commission members were informed that the following contracts and extensions of time on contracts have been approved:

FURNISHING ONE GRADALL STUMP REMOVER. Contractor, M. Solimando, 584 Columbia Road, Dorchester. Amount, $7200. Approved by Mayor on January 24, 1955.

REMOVAL AND DISPOSAL OF STUMPS AND DEBRIS AT GARVEY PLAYGROUND, NEPONSET AVENUE, DORCHESTER. Contractor, William P. Capone. Amount, $1949.00. Approved by Mayor on January 27, 1955.

Extension of Time

CLEANING CATCHBASINS IN ANY PARK ROADWAY IN THE CITY OF BOSTON. William J. Banfield, contractor. Time extended to April 22, 1955. Approved by Mayor on January 17, 1955.

REMOVAL OF DEAD OR DISEASED TREES IN THE CITY OF BOSTON, MASSACHUSETTS. Fred Ralston, contractor. Extended to July 19, 1955. Approved by Mayor on January 19, 1955.

***

PERMITS

Voted, to approve the following building permits, referred to this department by the Building Department:

40 Beacon Street, Boston. Permit approved for alteration of building, all interior in nature. Request of Women's City Club of Boston.

354 Commonwealth Avenue. Permit approved for alteration of building at this location - erect front and rear balconies, stairs and door, and provide fire resistive material around boiler room door. Request of John and Maria A. Austin.

***

NAMING OF LITTLE LEAGUE PARK

Voted unanimously to name the Little League area in Franklin Field in honor of Sy Rosenthal, the field to be known as the "Sy Rosenthal Little League Park".

***

RECREATION AREAS

For information of the Commissioners, the Secretary read from a photostatic copy received from the office of the Secretary of State, the provisions of a legislative act entitled, "An Act Relative to the Use of Ways in the City of Boston for Playground Purposes".

***

BOSTON COMMON GARAGE

Commissioner Kelley informed the other members of the Commission that he visited the site of the proposed garage, in company with His Honor the Mayor and members of the Legislative committee who are considering a legislative bill which would set up an authority for construction of the garage. The committee was shown copies of the construction plans that were drawn some few years ago. If the Legislature grants approval, the garage will be smaller than originally planned.

****

ABSENCE OF COMMISSIONER FROM CITY

The members of the Commission were informed that Commissioner Kelley will be absent from the city, on annual vacation, from February 28 through March 18 and that Executive Secretary Arthur J. O'Keefe has been given authority to sign all necessary communications and papers for the proper conduct of the department's business during the Commissioner's absence.

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The meeting was adjourned at 1.20 p. m.

Secretary

April 20, 1955

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 10:45 A. M.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, Thomas J. Carty and O. Philip Snowden.

Voted: To dispense with reading of minutes of previous reading.

LAND MATTERS

Assistant Corporation Counsel William A. McDermott was present at this meeting to advise the Commission on certain points of law in connection with the sale or transfer of park lands which came before the Commission at this meeting.

Transfer of Commonwealth Avenue

It was called to the attention of the Commission that notice had been received from the City Clerk that under date of April 11, 1955, the City Council approved an Order "Transferring to the Commissioner of Public Works the Powers and Duties of the Parks and Recreation Commission with respect to Commonwealth Avenue other than the Portion thereof between Arlington Street and Beacon Street". The Order was approved by His Honor the Mayor under of April 12.

The Parks and Recreation Commission had assented to the transfer in meeting of February 18, 1955.

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Centre Street, corner of Quinn Way, W.R.

The Commission considered the offer of the sum of $300, made by Mrs. Mary A. Cronin for a small parcel of park land containing 1282 square feet located near Billings Field, on the southeasterly side of Centre Street and abutting the property at 1988 and 1990 Centre Street, bounded as follows: westerly, by easterly sideline of Centre Street, 20.93 feet; northerly, by land now owned by Mary A. Cronin, 65.25 feet; easterly, by land now owned by

Charles Schroeder, 20.50 feet; southerly, by northerly sideline of Quinn Way, 59.79 feet.

The Commission is inclined to sell the land to Mrs. Quinn as it is of no use to this department for park or playground purposes. It is a small piece of land that came into possession of the department at the time of the acquisition of Billings Field.

It was voted, therefore, to request the Corporation Counsel of the city to make an appraisal of the land and submit to the Commission his estimate of a fair and equitable price for the land.

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Sears, Roebuck & Co.-
Land at Brookline Ave., Riverway, etc.

Mr. McDermott, Assistant Corporation Counsel, presented to the Commissioners the final papers in connection with the sale of park land to Sears, Roebuck & Company, located at Brookline Avenue, Riverway and Park Drive. The papers were signed by all members of the Commission, thus giving to Sears, Roebuck & Company the right to the property for the sum of $152,500.

The Commission voted unanimously to

> Assent to the sale by the City of Boston to Sears, Roebuck & Co., for the sum of One Hundred Fifty-two Thousand Five Hundred Dollars ($152,500) of a certain parcel of land situated at Brookline Avenue, Riverway and Park Drive in the Roxbury District of Boston, County of Suffolk, containing 92,380 square feet of land more or less.

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Charlesgate West & Ipswich Street

Plans were presented to the Commissioners showing a building to be erected for Elpanco, Inc. at 1161 Boylston Street (a location previously described in the Minutes as Charlesgate West and Ipswich Street). As the plans did not conform in every respect with plans approved by the Commission in meeting of January 11, 1955 entitled "Scheme No.2 " and the construction of which building was guaranteed in a covenant with Elpanco, Inc., the Commission voted to disapprove the plans presented at today's meeting. It was voted that the matter be laid on the table until the next meeting and that the Secretary be instructed to notify the Building Department that no permit was to be issued for a building at 1161 Boylston Street.

However, on April 22, 1955, Mr. Hirsh Freed, attorney for Elpanco, Inc., presented a letter to Commissioner Kelley setting forth the fact that the building now proposed to be erected at 1161 Boylston Street is not the building referred to in the covenant and known as "Scheme No. 2", but that Scheme No. 2 is a third building proposed to be erected between the building at 6 Charlesgate West and a building at 1161 Boylston Street.

Accordingly, the $5000 U. S. Bond will be held by this department because it is not the understanding or expectation of Elpanco, Inc. that the construction of the building at 1161 Boylston Street will be a performance of its covenant or entitle it to a return of its bond.

Copies of Mr. Freed's letter were forwarded to each member of the Commission and approval was received from each member, by the Secretary, for plans showing the erection of the building at 1161 Boylston Street.

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Transfer of School Properties

The proposed transfer of the following School Department properties was again brought before the Commission for consideration, notice having been received from the School Department that the sites had been cleared of buildings in accordance with stipulations imposed by the Commissioners at a previous meeting:

Parcel of land on Sumner Street, at the corner of Lamson Street, East Boston, containing 21,000 square feet, known as the Commodore Barry School site.

Robert Swan School Site, Thetford Avenue and Evans Street, Dorchester, - land containing approximately 29,879 Square feet.

Quincy Street School Site, corner Stanley Street, Dorchester,- land containing approximately 16,413 square feet.

Voted, to accept the transfer of the above-named school sites from the care, custody and control of the School Department to the care, custody and control of the Parks and Recreation Department provided that Chief Engineer Daniel J. Byrne, Jr. inspect these areas and that his report indicates they are in a condition acceptable to this department.

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Eaton Square

The Commission gave consideration to the request for change in name of Eaton Square, which is located at the junction of Adams and Bowdoin Streets, Dorchester, to that of Reverend Francis X. Coppens Square. A search of records shows that Eaton Square came under control of the Parks and Recreation Department at the time of the consolidation of the Public Grounds Department with the Park Department.

From information available, it appears that this area was named for either an Ebeneazer Eaton or a Captain Eaton, a public official. The square is never referred to by this name and, accordingly, the Board voted to change the name to that of Reverend Francis X. Coppens, a life-long resident of the Meetinghouse Hill section in which this square is located. Four members of the Coppens family entered religious life from this section. Father Coppens was the first chaplain to enlist in military service at the time of the Korean conflict and he distinguished himself with many acts of bravery for which he was decorated, and he gave his life for his country on the battle fields of Korea.

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House Bill No. 1651 - Acquisition of Camp Miegs by Commonwealth (MDC)

The attention of the Commission members was called to House Bill 1651 entitled "An Act Authorizing the Acquisition by the Metropolitan District Commission of a Memorial to Civil War Veterans in the City of Boston". This Act would authorize the Metropolitan District Commission to take park land located in the Readville district and known as Camp Miegs, bounded by Hyde Park Avenue, Stanbro Street, Irving Street and Clifford Street, for the purpose of maintaining it as a Civil War Memorial, with part of the area being devoted to playground purposes.

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Use of Ways for Playground Purposes, Acts and Resolves, Ch. 1, 1955

The attention of the Commission members was called to Chapter 1, of the Acts and Resolves of 1955, entitled "An Act Relative to the Use of Ways in the City of Boston for Playground Purposes". This Act authorizes the use of public ways for play purposes.

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BUILDING PERMITS

The attention of the Commission members was called to the following building

permits, referred to this department by the Building Department. All were approved by the Parks and Recreation Commissioner:

3 Arlington Street: Change occupancy from offices and 7 apartments to office and 8 apartments. Request of Arthur C. Inman.

528 Commonwealth Avenue: Interior changes and repairs. Request of 528 Realty Company.

1207 Commonwealth Avenue: Interior repairs. Request of Boston Edison Company.

1322 Commonwealth Avenue: Donvert basement into four apartments. Request t of DiGregor & Cassis.

1394-1396 Commonwealth Avenue: Erect one story addition to present store. Request of Israel Siegal.

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CONTRACTS

The attention of the Commission members was called to the following contracts which were awarded since the previous meeting:

Furnishing and Planting Trees on Streets and Parkways in Boston, Mass. Contractor: William P. Herlihy, 564 Huron Avenue, Cambridge....$30,706.25

Drainage and Grading at the Franklin Park Golf Course, West Roxbury, Mass. Contractor: D. F. Frangioso & Co., 155 Savannah Avenue, Mattapan. 18,596.50

Furnishing and Erecting Backstop and Wire Fences in Playgrounds, Boston, Mass. Contractor: Colorado Fuel & Iron Corp., 80 Federal Street, Boston. 3,081.54

Furnishing and Erecting Park Benches and Seats on Playgrounds, Boston, Mass. Contractor: M. Solimando, 584 Columbia Rd., Dor. 2,130.00

Constructing Bituminous Concrete Walks, Public Garden, Boston. Contractor; John McCourt Co., P. O. Box 19, Readville. 40,000.00

Repairs to Laundry Equipment, Dover Street Laundry, Boston. Contractor: Mechanics Iron Foundry Co., 38 Kemble St., Boston. 1,960.00

Subsoiling and Concrete Liners at Evergreen Cemetery, Brighton, Mass. Contractor: J. Cavigan Co., 75 Prospect St., Canton. 3,296.00

Spraying of Trees Throughout the Park System. Contractor: Superior Tree Service, Inc., 15 Littlejohn St., Arlington. 6,500.00

Spraying of Trees Throughout the Park System. Contractor: Eastern Tree and Landscape Corp., 280 Bridge St., Dedham. 4,500.00

Airplane Spraying of Large Tree Areas in Boston, Mass. Contractor: Eastern Tree and Landscape Corp., 280 Bridge St., Dedham, Mass. 1,650.00

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PERMITS AND AGREEMENTS

John J. Shea, 12 Norfolk St., Dorchester. Permit for sale of ice cream, candy, etc., at L Street Bath House, for 1 year. $ 50.00

James Callahan, 50 Decatur Street, Charlestown. Permit for sale of ice cream, candy, etc., at Charlestown Swimming Pool for 1 year. 50.00

John Duffy, 25 So. Hobart St., Brighton. Sale of refreshments on McKenney and Smith Playgrounds, season of 1955. 50.00

Permit for use of Bowling Greens in Franklin Field for season of 1955, to Boston Bowling Green Club. 250.00

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PUBLIC HEARING RE: PROPOSED SALE OF
JOYCE KILMER PARK

A hearing before the full board of Parks and Recreation Commissioners, with Commissioner Kelley presiding, was granted to persons who desired to protest against the sale of Joyce Kilmer Park to the Hebrew Home for Aged. Sixty-three persons, residents of the Jamaica Plain, Roslindale and West Roxbury sections, were present at the hearing.

Mr. William E. O'Connor, of the Executive Committee of the Jamaica Hills Association, conducted the hearing on behalf of the protestants and presented twelve speakers, all of whom stated that they were residents of the district and were against the sale of Joyce Kilmer Park for any purpose. Names of the persons speaking, as well as names of all persons attending the hearing, and a brief resume of the remarks of each speaker are contained in the department files.

After giving everyone who desired to speak a fair opportunity to be heard, the hearing was adjourned.

In executive session, after the hearing, the Commission voted to give the matter further consideration and it was then unanimously voted to place the matter on the table until the next meeting.

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The meeting was adjourned at 1.35 p.m.

Secretary

May 17, 1955

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 10:30 o'clock a. m., at the office of the Commission, 33 Beacon Street, Boston.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, Thomas J. Carty, and O. Philip Snowden.

Voted, to dispense with reading of the minutes of the previous meeting.

****

JOYCE KILMER PARK

The proposed sale of Joyce Kilmer Park to the Hebrew Home for Aged was again brought up for discussion. The Secretary gave a resume of developments to date and read to the Commissioners a letter from Mr. Endicott Peabody, attorney for the Arnold Arboretum, which was addressed to His Honor the Mayor, in which Mr. Peabody suggested that the Park Commissioners obtain an opinion from the Law Department as to whether the Park Commission has the power to convey land to the Hebrew Home for Aged and, if so, under what terms it may convey such property. The letter was referred by the Mayor to the Park Commissioner, who then requested the Corporation Counsel for an opinion on the legality of the legislation authorizing the sale of the property and the rights of the Park Commission to convey the property.

The Secretary read the opinion received from the Corporation Counsel which stated, in substance, that the Legislature acted within its power to terminate the public's easement in Joyce Kilmer Park and that the City may sell the property for a full and adequate consideration.

The Commissioners then discussed fully the proposed sale of the property, after which the question came, whether the matter should be acted upon at today's meeting or held in abeyance for a future meeting. The vote of the Commissioners was 4 to 1 to dispose of the matter today.

The following action was then taken by the Commissioners. On motion of Commissioner Snowden, seconded by Commissioner Carty, it was

> Voted, that the Parks and Recreation Commission favors the sale of land known as Joyce Kilmer Park to the Hebrew Home for Aged, as authorized in Chapter 36 of the Acts of 1955.

Commissioners Kelley, Snowden and Carty were recorded in the affirmative, and Commissioners Haffenreffer and O'Connor in the negative.

After further discussion the Commissioners voted that any sale of the Joyce Kilmer Park land shall be made subject to certain restrictions upon the use of the land.

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VIEWS RE: SALE OF PARK LANDS

At the request of Commissioner Haffenreffer the following memorandum, which contains his views regarding the sale of park lands, is incorporated in to the Minutes of this meeting:

Memorandum by Theodore C. Haffenreffer Regarding Park Lands

As a member of the Parks and Recreation Commission of the City of Boston and as a private citizen, I am opposed to relinquishing park land and am most apprehensive of the devastating results to the city if park lands are released for other purposes than those for which they were originally acquired. The need of preserving our park lands for the enjoyment of all of Boston's citizens increases as the community develops.

I believe that any action by the Mayor and Park Board to dispose of park lands will raise a well founded storm of protest among a large number of

substantial citizens, not only of those parts affected but of the city in general. For purely practical reasons it seems unwise to alienate large segments of the thinking voters. Moreover, if the bars are once let down, there will be a flood of requests with their accompanying complications resulting in hundreds of disappointed petitioners.

Mayor John B. Hynes' handling of the affairs of Boston has indicated a faith and a belief in the city's future which means a continuing development of our community and subsequently a need for ever-increasing facilities for recreation and beautification. Paring away the park lands would seem to indicate a pessimistic point of view in regard to Boston's potential powers of recuperation and growth.

Furthermore, from the financial point of view, it seems shortsighted to give up park land that has such potential value to all the citizens. Any sums coming in from the sale of land will be a drop in the bucket and only temporaril at that. Land to be developed for residential, business and other purposes means an outlay on the city's part for the installation and maintenance of streets, utilities and so on, that would far exceed any sale price. Holding and maintaining undeveloped park land costs the city practically nothing and safeguards the heritage of Boston's citizens who in the meantime have the aesthetic enjoyment of the natural beauty of its trees, shrubs, flowers, rocks brooks and fields.

Mayor Hynes has been an outstanding administrator of the affairs of the city, efficient, realistic, far-seeing, devoted and selfless in a time when unnumbered problems pressing for solution have demanded a man of courage and vision. We are indebted to him for inaugurating many constructive policies. Boston's park system is unmatched in any American city. May the Mayor help preserve it in all its beauty.

Unless the Mayor and the Park Board are firm in maintaining a policy again relinquishing any park lands that are an integral part of the park system, we are inviting a regular epidemic of requests as park lands are highly prized. We cannot let down the barriers for we shall need our land. We can never recover any land that is relinquished now and it can never be replaced. This park land is a trust held by the City in perpetuity for the good and enjoyment of all its people.

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SEARS-ROEBUCK & CO. LAND

Mr. McDermott, Assistant Corporation Counsel, was present at today's meeting and informed the Commissioners that the final transaction in the sale of park land at Brookline Avenue, Riverway and Park Drive has been completed and that final payment for the land has been made by Sears, Roebuck & Company.

*****

BERNERS SQUARE

The Commissioners considered an appraisal, made by Earl Barnard, of land known as Berners Square, situated in the Roxbury district, which the trustees of Temple Israel desire to purchase. Mr. McDermott, Assistant Corporation Counsel, informed the Commissioners that they need take no action as yet, as the matter of the sale of this land has not yet been presented to the City Council for action.

*****

SMITH PLAYGROUND, BRIGHTON

The Commissioners were informed that the Mayor has asked that a conference be arranged between the Park Commissioners or their representative with Commissioner Greenough of the Metropolitan District Commission, regarding the possibility of the Parks and Recreation Department transferring a portion of Smith Playground, Brighton, to Harvard College in return for a transfer of a like portion of the College land adjacent to the playground, to the Parks and Recreation Department.

The Commission had previously considered this matter and after reading a report from the department's Chief Engineer relating to the matter, it was

decided that the land now comprising the playground was needed by the Department.

However, no action was taken and the matter was left open in case there are further developments.

*****

BOSTON COMMON GARAGE

The attention of the Commissioners was called to a legislative bill which would create a "Boston Common Garage Authority" to build and operate a garage under Boston Common. The bill was approved by a voice vote of the House of Representatives on May 10 and it now goes to the Senate for action.

*****

CONTRACTS AWARDED

The Commissioners were informed that the following publicly advertised contracts were awarded to the low bidders:

Furnishing and Spreading Sand on Bathing Beaches, South Boston, Massachusetts. Opened May 3, 1955. Contractor: W. F. Banfield, 50 Terminal Street, Charlestown. $ 3,588.00

Replacing Wooden Seating on Bleachers at Parks and Recreation Department Playgrounds. Opened May 3, 1955. No award as yet.

Painting Concrete Swimming Pools at Ensign John J. Doherty, Jr. Playground, Charlestown, Massachusetts. Contractor: R & F Painting Co., 55 Colonial Avenue, Dorchester, Massachusetts. Opened May 3, 1955. $ 850.00

Painting Concrete Swimming Pools at North End Park, Boston, Mass., opened May 3, 1955. Contractor: R & F Painting Co. $ 838.00

Painting Concrete Pool at Frog Pond, Boston Common, Boston, Mass. Opened May 3, 1955. Contractor: R. L. Albert Co., 151 Park Avenue, Arlington, Massachusetts. $ 1,965.00

Service Road Reconstruction and Parking Area at Franklin Park, West Roxbury, Mass. Opened May 10, 1955. Contractor: S. J. Tomasello Corp., 25 Huntington Avenue, Boston, Mass. $13,972.50

Extension of Time: Contract of W. H. Ellis & Son Co., 479 Meridian Street, East Boston, for "Reconstruction and Repairs of Pile and Timber Fences, L Street Bath House, South Boston". Time extended to June 15, 1955.

*****

REFRESHMENT PERMITS

A permit to sell ice cream, candies, etc., in the concession room at North End Park Bath House and in North End Park, for the period beginning May 15, 1955 and ending April 30, 1956, was granted to Joseph F. Petrigno, 15 Unity Street, Boston, for the sum of $50 for the year.

A permit to sell ice cream, candies, etc., in seven playground and park areas, for one year beginning May 1, 1955 and ending April 30, 1956 was granted to Carnig's Ice Cream Company, 877 Washington Street, Boston, for the sum of $200 for the year.

*****

BUILDING PERMITS

The following building permits, referred to this department by the Building Department, were approved by the Commissioner:

416 Commonwealth Avenue: Erect Swimming Pool 52x58 feet, depth 9 feet to 3 feet, reinforced concrete. Request of Somerset Hotel.

508 Commonwealth Avenue: Build space at front of building with steps to new store front, and minor interior changes. Request of M. G. Brundno.

*****

PARKMAN FUND

The Commissioners were informed that the usual request has been made upon the Mayor and City Council for transfer from the income of the George F. Parkman Fund of the sum of $48,000, which was available on April 28, 1955, to be expended under direction of the Park Commissioner for "Common and Parks in Existence on January 12, 1887, Maintenance and Improvement Of".

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APPOINTMENT

The reappointment of Mr. O'Connor as a member of the Parks and Recreation Commission was recorded in the Minutes of the meeting. His term is for a five-year period ending May 1, 1959.

*****

MISCELLANEOUS

Commissioner Kelley discussed with other members of the Commission the advisability of having a member of the Recreation staff present at future Commission meetings in order that the members might be more fully acquainted with the recreation programs.

*****

For the information of the Commission members, the following recreation events to be held by organizations outside this department, on park and playground areas, were called to their attention:

May 21. Boston Common, 9 a. m. to 4:30 p. m. Annual celebration of Armed Forces Day, by National Guard. Exhibit on ball field of field artillery equipment, tanks, etc., and an evening parade on the Parade Ground.

May 28 and June 11. Annual presentation of the Boston Junior Chamber of Commerce Rodeo and Safety Program.

June 1. Official opening of Playland on Common. Commissioners invited.

June 5, Sunday. Memorial Exercises of the Police Department at Police Monument, Mount Hope Cemetery, at 10 a. m.

June 6. Ancient and Honorable Artillery Company of Massachusetts - Drum Head Election and ceremonies, Boston Common, all day. Decoration of graves in Old Granary and King's Chapel Burying Grounds.

June 4 to June 19. Annual Art Festival, Public Garden.

June 28. Mayor's Annual Charity Field Day, Fenway Park.

August 20. Boston Common ball grounds. Demonstration of old-time fire hand tubs, under auspices of Boston Firemen's Post No. 94, A. L.

All the above events, with the exception of the Mayor's Charity Field Day, are free of charge. All persons or organizations holding these permits are responsible for any accident to person or property.

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The meeting was adjourned at 12:20 p. m.

Secretary

June 14, 1955

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 10:30 o'clock a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, and Mr. O. Philip Snowden.

Voted, to dispense with reading of Minutes of previous meeting.

USE OF PLAYGROUNDS

A meeting was held at this office today, at the request of W. Duncan Russell, Division Director of the Recreation and Group Division of United Community Services, between the Parks and Recreation Commission and the representatives of various organizations that use the department's playground ball fields. The purpose of the meeting was to clarify the matter of alloting playgrounds for baseball games so that all agencies, whether playing Little League, softball or hardball, might have the use of the fields.

Present at the meeting were: W. Duncan Russell, Very Reverend John P. Carroll, CYO Director, Joseph McKenney, Physical Director of the Boston Schools, Dr. Ray Johns, YNCA Director; Mr. James Ryan, President of the Greater Boston Little League, James Daley, Director Brighton Division, Fred Chiampa, Director of East Boston Division, David Letterman, Director Dorchester section of LL.

Present from the Parks and Recreation Department were: Patrick J. Ryan, Director of Recreation, Robert Cusick, Deputy Director, George Taylor, Progam Director, Daniel J. Byrne, Jr., Chief Engineer.

Practically all those present stated their views on the subject of playground use by their agencies. Mr. Russell, Monsignor Carroll and Mr. Mckenney stated that they had no particular quarrel with Little League, as they do appreciate that much good is being done under this program, but they would like to feel that Little League is not to receive priority over any other group. Mr. McKenney did state that in one instance, because this department had converted Rogers Park in Brighton from a hardball field to a Little League field, he was obliged to re-schedule his entire Junior High School League program. This was, however, the only playground where there was any difficulty, and Commissioner Kelley agreed to rectify this condition.

Mr. McKenney also recommended that the department consider discontinuing the erection of permanent chain link fences on Little League diamonds and substitute snow fences, so that the fields might be used for softball games.

Monsignor Carroll and Dr. Johns expressed satisfaction with the scheduling as arranged by the Recreation Division and thought that arrangements would be satisfactory to all groups if all scheduling was done by the Division of Recreation.

Mr. Russell stated that Community Recreation is dealing with more than 200 organizations and that they are interested only in seeing that all have a fair chance to use the fields. His attendance at the meeting was intended to assist in clarifying the situation that has developed, and not to rule out anyone.

Mr. James Ryan, Mr. Daley and Mr. Chiampa, speaking for Little League, informed the group about the excellent program they are conducting and said they are perfectly willing to schedule games through the Division of Recreation provided that they have the same hours of play that they now enjoy. They stated that Little League play starts well in advance of the regular Park Department program.

It was pointed out by Commissioner Kelley that of the 123 playgrounds and play areas in the city, Little League is using only 20, with 28 diamonds, and will probably not ask for any more fields. Soft ball is being played on 62 fields and hard ball on 50.

The Commission agreed to take under consideration the various points brought out during the discussion and will then give a definite statement of policy regarding the use of playgrounds.

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JOYCE KILMER PARK

Mr. W. A. McDermott, Assistant Corporation Counsel, reported that the Parks and Recreation Commission has been enjoined from selling Joyce Kilmer Park by the Superior Court and that the case will go to trial on June 27.

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CARL HENRY AHLSEN PLAYGROUND

The Commission considered an Act of the Legislature which would permit the sale of Ahlsen Playground to the National Guard of Massachusetts as a site of a new Armory.

This area was acquired February 16, 1916 from the Public Works Department Sewer Division, through the Street Laying-Out Department with approval of the Council and the Mayor. It contains 496,000 square feet. It was developed as a playground by the Park Department in 1943, and shortly afterward was taken by the Housing Authority for temporary housing. Recently the barrack-type houses which had been erected there were dismantled, and the property is now in very poor condition.

Following is a copy of the Legislative Act:

"Senate #736. An Act Authorizing the City of Boston to Convey to the Commonwealth for Armory Purposes Certain Land in the Dorchester District of said City.

"Section 1. Notwithstanding any contrary provision of general or special laws, the City of Boston, acting by its Mayor, may without consideration, convey to the Commonwealth for Armory purposes any part or parts or the whole of the land on the northerly side of Victory Road in the Dorchester District of said city belonging to said city now under the care and custody of its Parks and Recreation Commission; provided, that such conveyance is authorized, after two separate readings by two separate votes of two-thirds of all the members of the City Council of said city, the first of said readings and votes to be had only after the conveyance is recommended by said Parks and Recreation Commission; and the second of said readings and votes to be had not less than fourteen days after the first.

"Section 2. This act shall take effect upon its passage."

The members of the Parks and Recreation Commission expressed their opinion as being in favor of the transfer of this property to the National Guard of Massachusetts, but deferred voting on the matter until the meeting of June 16.

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GARVEY PLAYGROUND

The Commission was informed that the Commonwealth of Massachusetts, Department of Public Works, has taken a portion of Garvey Playground for highway purposes. (The portion taken is an unused area that is under water a large part of the year).

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PARK RULES AND REGULATIONS

The Commission considered the changes in park rules and regulations as submitted by the Law Department. Approval of the revised rules was deferred until the meeting of June 16.

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CONTRACTS

The attention of the Commission was called to the following advertised contracts, awarded to the low bidder in each case:

Constructing Basketball Courts at Parks and Recreation Department Playgrounds:- Proposals opened May 17, 1955. Contractor: William P. Herlihy, 564 Huron Avenue, Cambridge, Massachusetts. Amount.....$ 7,649.00

Repairing and Painting Greenhouses, Franklin Park, West Roxbury, Massachusetts:- Proposals opened May 24, 1955. Contractor: Dorchester Plate and Window Glass Co., 270 Adams Street, Dorchester, Massachusetts Amount.....$21,749.00

Constructing a New Play Area at Franklin Field, Dorchester, Massachusetts:- Proposals opened May 31, 1955. Contractor: William P. Herlihy, 564 Huron Avenue, Cambridge, Massachusetts. Amount.... $33,238.50

Constructing a Play Area at William Gary Walsh Playground, Dorchester:- Opened June 7, 1955. Contractor: Faletra Bros. Inc., 115 Providence Street, Hyde Park, Massachusetts. Amount.....$ 9,147.75

Furnishing and Installing Pumps at L Street Bath House, South Boston:- Opened June 7, 1954. Contractor: J. W. Prought Co., 1803 Dorchester Avenue, Dorchester, Massachusetts. Amount.....$ 4,480.00

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Contracts awarded without advertising, upon approval of His Honor the Mayor:

Tree Removal: Four contracts in the sum of $25,000 each were awarded to the following contractors: Fred Ralston & Co., Inc., 22 Linden Street, Allston; Blueview Nursery, 32 Gaston Street, Roxbury; Superior Tree Service, Inc., 15 Little-John Street, Arlington; Eastern Tree and Landscape Corp., 280 Bridge St., Dedham.

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Extension of time for completion of Contracts:

Constructing Bituminous Concrete Walks, Public Garden, Boston:- Contractor: John McCourt Co. Time extended to July 1, 1955.

Subsoiling and Concrete Liners at Mt. Hope Cemetery, West Roxbury, Massachusetts:- Contractor: Doerico Construction Co., Inc. Time extended to July 1, 1955.

Drainage and Grading at the Franklin Park Golf Course, W. Roxbury, Massachusetts:- Contractor: D. F. Frangioso & Co. Time extended to July 1, 1955.

Painting Concrete Pool at Frog Pond, Boston Common, Boston, Massachusetts:- Contractor: Ronald L. Albert. Time extended to June 10, 1955.

Painting Concrete Swimming Pools at North End Park, Boston, Massachusetts:- Contract: R & F Painting Co. Time extended to June 10, 1955.

Painting Concrete Swimming Pools at Ensign John J. Doherty Playground, Charlestown:- Contractor: R & F Painting Co. Time extended to June 10, 1955.

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BUILDING PERMITS

The attention of the Commission was called to the following building permits referred for approval to this department by the Building Department. Both approved:

351 Commonwealth Avenue: Change occupancy from one family dwelling to two-family dwelling. Request of General Realty Co.

400 Commonwealth Avenue: Removing piers for larger opening. Request of Hotel Somerset Corp.

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VOTED: That today's meeting be recessed at 2:15 p. m., and that it be reconvened on Thursday, June 16, at 11 o'clock a. m.

Secretary

June 16, 1955.

The recessed meeting of June 14, 1955 was reconvened today at 11 a. m. All members of the Commission were present.

The following matters were discussed and put to a vote:

AHLSEN PLAYGROUND

The Commission discussed the proposed transfer of the Ahlsen Playground site to the National Guard of Massachusetts for armory purposes, said transfer being authorized under "Senate #736. An Act Authorizing the City of Boston to Convey to the Commonwealth for Armory Purposes Certain Land in the Dorchester District of said City".

The Commission then

VOTED, that the Commissioner of Parks and Recreation as Chairman of this Commission be, and he hereby is, authorized and directed to recommend in the name and behalf of this commission to the Mayor and City Council that the whole of the land on the northerly side of Victory Road in the Dorchester district of Boston belonging to the City of Boston and now under the care and custody of this Commission be conveyed without consideration to the Commonwealth of Massachusetts for armory purposes under Chapter 441 of the Acts of 1955.

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REVISED PARK RULES

The Commission again discussed the revised Rules of the Parks and Recreatio Commission relative to the Use of the Public Parks and other Public Places (including Boundary Roads and Parkways) under its control. It was then

VOTED: That the following rules for the use and government of the public parks (including the boundary roads thereon) and other public places (including parkways) under the control of the Parks and Recreation Commission are hereby made and promulgated to take effect July 1, 1955, and supersede the rules of the Board of Park Commissioners continued in force by Section 88 of Chapter 2 of the Ordinances of 1954.

Section 1. No person shall, in any public park (including any boundary road thereof) or other public place (including any parkway) under the control of the Parks and Recreation Commission, except in accordance with a written permit from the Commissioner of Parks and Recreation, sit, stand or lie upon, or climb upon or over, any balustrade, railing, fence, wall, roof, statue, monument, fountain, bush or tree; or stand or lie upon any seat; or go under any balustrade, railing or fence; or sleep, or go upon any plantation or upon any border of a drive or walk; or dig up, cut, break, remove, deface, defile, ill-use, take or handle any tree, bush, plant, fern, flower, turf, rock, gravel, building, structure, fence, railing, sign or other thing connected with such park or place; or discharge any firearm or destructive weapon; or throw any stone or other missile; or set any trap or snare; or injure or have possession of any wild animal or bird; or injure or disturb any bird's nest or eggs; nor shall any person, except in accordance with such a permit, have in any such park or place except a boundary road or parkway on which there are dwellings any firearm or destructive weapon or any intoxicating liquor or any tree, bush or plant or any flower, branch, or other part thereof; nor shall any person except in accordance with such a permit, take, handle or annoy any animal, bird or fish constituting part of the zoo at Franklin Park.

Section 2. No person shall, in any public park (including any boundary road thereof) or other public place (including parkway) under the control

of the Parks and Recreation Commission, except in accordance with a written permit from the Commissioner of Parks and Recreation or in a place especially set apart for the purpose by the Parks and Recreation Commission, have or allow any horse or other animal except a dog or cat under proper control; or ride any horse or other animal; or have, ride or drive any vehicle except a wheelchair, baby carriage or other like vehicle; or moor or use a boat or raft; or coast with a sled; or use a bicycle, scooter or roller skates; or skate; or play ball or any other game or sport; or run in training or practice or in a race; or be clad in gymnastic or training costume; or bathe or swim; or fish; or make a fire; or drop or place and suffer to remain a lighted match, cigarette, cigar or other burning substance, or break any bottle or other article of glass, or drop or place and suffer to remain any bottle, can, paper or other thing.

Section 3. No person shall in any public park (including any boundary road thereof) or other public place (including any parkway) under the control of the Parks and Recreation Commission, annoy another; or beg or canvass for alms; or utter any profane, threatening, abusive or indecent language, or loud and raucous outcry; or act in an obscene or indecent manner; or drink or be under the influence of intoxicating liquor; or have any instrument of gambling; or play any game of chance; nor shall any person in any such park or place, except under the auspices of public authority, go on foot on any drive or bridle path except to go directly across from one walk to another, or play upon or reproduce the sound of any musical instrument, or have or discharge any firecracker or firework, or make any public speech within, or within twenty-five feet of, such areas at the intersection of two or more walks as are from time to time marked CROSSWALK and have their limits designated by painted lines, or make any public speech or distribute free or for a price any printed matter in the Public Garden or in, or within twenty-five feet of, the Frog Pond in Boston Common or in such portions of the public parks and other public places under the control of the Parks and Recreation Commission as are from time to time especially set apart for the playing of games and athletic contests.

Section 4. No person shall be at any outdoor swimming pool under the control of the Parks and Recreation Commission, or upon any beach under its control, or in or upon the waters of any such pool or beach, unless he is so clothed that his body is not indecently exposed; and no person shall dress or undress at any such swimming pool or beach except in a place especially set apart for the purpose by the Parks and Recreation Commission.

Section 5. No person, except in accordance with a written permit from the Commissioner of Parks and Recreation, shall have or allow on any bridle paths in any public park or other public place under the control of the Parks and Recreation Commission any animal except a horse well broken and under proper control; and no person shall race or gallop any horse on any such bridle path; and horses shall not be led or ridden on any such bridle path more than two abreast.

Section 6. No person shall, in any public park (including any boundary road thereof) or other public place (including any parkway) under the control of the Parks and Recreation Commission, unless under a lease or concession granted under Chapter 365 of the Acts of 1897, engage in any commercial enterprise or solicit business or display or distribute any commercial advertising matter; nor shall any person, except in accordance with a written permit from the Commissioner of Parks and Recreation, have or drive in or on any such park or place (or boundary road or parkway) any vehicle having a seating capacity of more than eight passengers.

Section 7. No person in any public park (including boundary road thereof) or other public place (including parkway) under the control of the Parks and Recreation Commission shall fail to comply with any reasonable direction given by any police officer or by any Parks and Recreation Department employee or contained in any notice posted by the Parks and Recreation Department.

Section 8. No person shall place any snow or ice removed from private property upon any sidewalk or roadway of any boundary road of a public park or of any parkway under the control of the Parks and Recreation Commission;

nor, shall the owner or tenant of an estate abutting on any such s sidewalk suffer any snow to remain on such sidewalk for more than three hours between sunrise and sunset or suffer any ice to so remain unless such ice is made even and covered with san, sawdust or ashes to prevent slipping.

Section 9. No person shall drive any vehicle upon any sidewalk of any boundary road of a public park or of any parkway under the control of the Parks and Recreation Commission except in accordance with a written permit from the Commissioner of Parks and Recreation.

Section 10. Whoever violates any provision of section seven of these rules shall be punished by a fine of not more than ten dollars for each offence; and whoever violates any other provision of these rules shall be punished by a fine of not more than twenty dollars for each offence.

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The meeting was adjourned at 12:30 p. m.

Arthur J. O'Keefe
Secretary

July 13, 1955

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 11 o'clock a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, Thomas J. Carty and O. Philip Snowden.

It was voted to dispense with the reading of the minutes of the previous meeting.

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Joyce Kilmer Park

The Commission was informed that a report had been received from Corporatio Counsel William L. Baxter to the effect that the hearing which was to have been held in Superior Court on July 27 had been put over until August 15 at the request of Mr. O'Connell, attorney for the petitioners protesting the erection o an Old Folks Home on the Joyce Kilmer park property. Petition to intervene was brought before Justice Hurley and he allowed the hearing to be put over until th later date.

Land for Play Space,
North Margin Street

The Board considered the possibility of a taking of land on the southerly side of North Margin Street, between Endicott and Thatcher Streets, containing approximately 1106 square feet, for playground purposes.

Voted, that the matter be laid on the table until such time as the Chief Engineer has an opportunity to view the premises and ascertain whether it is advisable to develop this area as a play area.

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Parkman Fund

The Commission was informed that the Chairman had made request upon His Honor the Mayor for transfer from the income of the George F. Parkman Fund of the sum of $53,000 now available, to be expended under the direction of the Commissioner of Parks and Recreation as follows: - Common and Parks in Existence on January 12, 1887, Maintenance and Improvement of...$53,000.

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Contracts

The Commission was informed that the following contracts were awarded:

Roping and Staking Playgrounds for Football Games. Awarded to F. C. Dolan & Sons, 18 Aldworth Street, Jamaica Plain, Massachusetts. Amount...$4,970.00

Furnishing and Operating Floodlight Equipment on a Rental Basis (for night baseball and football games). Awarded to Lashua Portable Lighting, Inc., 594 Washington Street, Stoughton, Mass. Amount...$5,700.00

Extension of Time on Contract: Constructing Basketball Courts on Parks and Playgrounds. Contractor: William P. Herlihy. Extended to July 8, 1955.

Lease for refreshment and boat concession at Jamaica Pond awarded to present lessee, Mrs. Elizabeth Curtis of 477 Talbot Avenue, Dorchester, for a period of five years beginning July 1, 1955, at a rental of $600 per year.

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Building Permits referred to Parks and Recreation Commission by the Building Department: Approved by Commissioner Kelley:- - 4 Arlington Street, Boston, alterations to vacant section of street floor for use by "Frank & Henri Coiffures". Request of the Five Trust.

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Miscellaneous Matters for information of Commission:-

1. The Boston Junior Chamber of Commerce was granted a permit to place a Redwood Log House Exhibit, 42 feet long and 8 feet high, on Boston Common, Tremont Street side in the vicinity of the Army-Navy recruiting booths. The exhibit is in connection with the Citizenship Training Program of the Junior Chamber of Commerce. It will remain on the Common for the period July 9 to July 20 inclusive.

2. A permit was granted to Boston Firemen Post 94, American Legion, to conduct an "Old Time Hand Tub Muster" on Boston Common, on August 20, 1955, preceded by a small parade from Dartmouth Street to the Common starting at 10 a.m.

3. The Public Celebrations Department will conduct band concerts in the following parks during the 1955 summer season:

Boston Common: Sundays from 3:00 to 5:00 p. m., at Parkman Bandstand,- July 10, July 17, July 31, August 14, August 21, and Wednesday, August 31, from 8:00 to 10:00 p. m.

Franklin Park Bandstand: Wednesdays, July 13 and August 17, at 8:00 p. m., Sundays, July 24, August 7, August 28, at 3:00 p. m.; Jamaica Pond Bandstand, Wednesdays, July 20, July 27, August 3, August 10, August 24, at 8:00 p. m.

4. Public Streets Closed for Play Purposes: Bradford Street from Waltham Street to Shawmut Avenue, June 1 to September 1, 11 a. m. to 9 p. m. daily.

Closed for a few hours only, for block dances: Wall Street between Causeway and Cotting Streets, West End, June 17 from 5 p. m. to 12 midnight, and on July 1 from 8 p. m. to 11 p. m; Saratoga Street between Byron and Wadsworth Streets, on July 4 from 10 a. m. to 12 noon and from 8 p. m. to 11:30 p. m.

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This concluded the regular business of the meeting and the Commissioners then turned to the special business to be brought before the meeting, the matter of the Boston Common Garage lease and construction contract.

BOSTON COMMON GARAGE - LEASE AND CONTRACT

Present at this part of the meeting, in addition to the Parks and Recreation Commissioners, were Corporation Counsel William L. Baxter, Chief Legal Assistant William H. Kerr, Assistant Corporation Counsel Arthur J. Coffey Chief Engineer Daniel J. Byrne, Jr., and Executive Secretary Arthur J. O'Keefe.

The purpose of this meeting was to enable the Commissioners, the Engineer and Legal Counsel to discuss the Boston Common Garage contracts.

Corporation Counsel William L. Baxter opened the discussion by addressing the members of the Commission as follows:

"Mr. Chairman and members of the Commission, I now lay before you a final draft form as between counsel of the lease, and I now also lay before you a draft form of the construction contract, and I now lay before you plans of construction of the garage, and I now lay before your Board the plans of the proposed passageway under the garage area that brings it out into Tremont Street near West Street. I now lay before your Board the plans of the construction of the tunnel that begins at a point below Berkeley Street on Commonwealth Avenue to go in to the Public Garden, and I now lay before you the specifications for the construction of the garage under Boston Common, the approcahes, the underground passageway to the tunnel including specifications for the subcontracts fo plumbing and drainage work, for fire protection work, for heating and ventilati work, and for electrical work.

"For your discussion, it has now become a matter of public record. It is on the minutes of this meeting, and that being the case I am waiting to get some copies of this lease and construction contract so that you might have them for your personal study".

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Mr. Baxter then read all clauses of the lease and stated that the instrumer is authorized under St. 1946, c. 294 (as amended by St. 1948, c. 654, and St. 19 c. 355 and St. 1955, c. 529) and that the lessee is Motor Park, Inc., a private corporation duly organized and existing under the laws of the Commonwealth of Massachusetts.

He stated that the term is for forty (40) years beginning with date of execution of the lease. The rental for each day of said term is to be equivalen to two per cent (2%) of the gross receipts of the demised premises during such day, which receipts shall be construed to mean the gross receipts collected from the demised premises by all persons operating the garage and any businesses conducted therein.

Commissioner Carty raised the point whether the Parks and Recreation Commission should have something to say with regard to appointing a certified public accountant and as to whether the lessee should be required to carry more than $500,000 insurance which is required under the lease, even though the lessee is responsible for any accidents that might occur. He thought a half million dollars is not enough insurance to protect the public against accidents that could occur in so large a project.

Mr. Baxter stated that the clause in the lease requires the lessee to provide a half million dollars insurance but that Motor Park, Inc. may carry as much more as they like, that responsibility for accident is on the lessee.

Commissioner Kelley suggested that insurance be set at one million dollars.
Mr. Baxter stated that Motor Park, Inc. is required under the lease to insure themselves.

Mr. Carty questioned whether $500,000 is enough to insure the cars that will be parked in the garage. Mr. Carty stated that there is great danger of a short circuit damaging many cars.

Mr. Kerr stated that Clause 2 provides $500,000 on cars while on the demised premises. He explained that at the off-street parking facility at Essex and Lincoln Streets an insurance protection plan was worked out because the garage is on private property but that the city has the same right to insist on protection for the public in the Boston Common Garage, which is to be built on public property, as it did in off-street parking facility.

Mr. O'Connor suggested that the Commission get professional advice. He stated that there will be such a large concentration of cars in one place that a half million dollars would not cover any serious fire or explosion loss.

Mr. Baxter said that the Commission must not lose site of the fact that responsibility is on the lessee but that further consideration could be given to setting a standard amount of insurance.

The members then discussed the advisability of employing watchmen on the property and also the erection of signs and the authority of the Commission to approve such signs.

The Commissioners then discussed the financial responsibility of the city in the event of a business failure of the lessee in the operation of the garage. Mr. Baxter stated that under the Common Garage Statute the City does not own this facility for 40 years hence, but that certain provisions in the lease protected the rights of the city in case of business failure of the lessor and also provided for the rights of all parties to the lease in the event of a taking of the land by right of eminent domain by any government agency. Mr. Kerr stated that while the garage operates satisfactorily we do nothing until the lease expires at the end of 40 years or until there is a breach in terms. He stated that if the property is not kept in repair, we can enter; if the lessee does not file monthly rental slips, we can enter; or if signs are not acceptable, we can enter, etc.

The Commissioners then discussed possible changes in construction and were assured that changes materially agreed upon between the parties may be made.

The matter of a bond was then brought up. The contract provides that a bond in the full amount of the construction contract must be furnished.

Mr. Baxter stated that an important part of the lease is the clause relating to prior agreements. He stated that all prior agreements, contracts, writings and understandings of any kind have expired and been consummated; also that the present instrument is a divided instrument, that if any one part is illegal, it does not destroy the whole instrument.

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Construction Contract

Mr. Baxter stated that Motor Park, Inc. must furnish a bond equal to the full amount of the construction contract and that the bond must be executed by the lessee as principal and by, as surety, a surety company with assets of not less than $10,000,000.

Mr. Kerr said the Commission should give some thought to whether they are to have a clerk of works, a competent man who will inspect on their behalf and if so, whether Motor Park, Inc. should pay that man's salary, and whether it is a good thing to have a man paid by someone else than the city.

It was decided that a man who is to work in the city's interests must be paid by the city, and that he must be a man who is trained for the type of work that will be required and that he must be efficient in the job. Mr. Baxter stated that Motor Park, Inc. indicated they would not pay such an inspector.

Commissioner Kelley asked if the Parks and Recreation engineering force could go in on the job to inspect, even though an outside inspector is employed by the city. Mr. Baxter stated that the department's agents may go in at any time, that this provision is contained in the contract.

Restoration of Surface Area

The Commission then discussed the provisions in the contract for restoration of the surface on all areas affected by the construction work, also the locations to be assigned for storage of loam taken from the Public Garden and Boston Common surfaces during construction and the locations for storage of building materials during construction, etc.

It was agreed that the city must cooperate with the builders during the construction work and that definite areas must be set aside for storage purposes.

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The Commissioners and legal counsel then agreed that no positive action could be taken in the matter of signing the contract today as the lease and contract had been presented to the Commission for the first time today and that more time for study is required.

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At this point the commission suspended its meeting for a short time, at the request of newspaper reporters and photographers who were waiting outside the meeting room. The representatives of the press were admitted to the Commissioner's office for news stories relating to the construction of the garage and for pictures of the Commissioners and others in attendance at the meeting. Press representatives present were: Robert McGuire of the Boston Globe, Bob Bergenheim of the Christian Science Monitor, Bob Aldrich of the Record-American, Clark Nichols of the Boston Post, Anson Smith of the Boston Herald, and Mary Tierney of the Boston Traveler.

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When the meeting was resumed, Mr. Kerr asked the members of the Commission if they had any suggestions for changes in lease or contract and if so, that the sooner they were made know, the better. He asked that the members tell each other what they are thinking about, in regard to the matter before them.

Commissioner O'Connor stated that he wanted to see the area where the garag will be constructed and the proposed areas where loam and building materials will be stored.

Mr. Baxter suggested that nother meeting be held on Friday, July 15, becaus the date of the lease is the 15th. He stated that the lease need not be execute on that date but that he wished the Commission would agree to meet on the 15th.

At 2 p. m. the Commission voted, on motion of Commissioner Snowden, seconde by Commissioner Carty, to recess the present meeting until three o'clock of the same day, to permit time for a lunch period.

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The meeting was reconvened at 3:15 p. m. to consider the construction plans, which were explained in detail by Commissioner Daniel G. O'Connor and Chief Engineer Daniel J. Byrne, Jr. After reviewing the plans the Commissioners the Chief Engineer and the Executive Secretary, accompanied by William H. Kerr, Chief Legal Assistant, went to Berkeley Street and Commonwealth Avenue, then to the Public Garden and the Common, to familiarize themselves with the area which will be involved in the construction of the garage. Members of the Boston press also accompanied the party.

After viewing these areas of interest, the meeting then resumed on Boston Common for further discussion. At 5:30 p. m., on motion of Commissioner O'Conno seconded by Commissioner Carty, it was voted to adjourn and to hold a special meeting on Friday morning, July 15, at 11 o'clock.

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Secretary

July 15, 1955.

A special meeting was held today for the purpose of further discussion of the plans and specifications for the Boston Common Garage.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, Thomas J. Carty and O. Philip Snowden. Also present were Daniel G. Byrne, Jr., chief engineer of the department and Arthur J. O'Keefe, executive secretary, and Corporation Counsel William L. Baxter, Mr. Howard of the firm of Whitman and Howard, engineers for the garage.

In order to keep all members of the Commission posted on the progress made in the study of the plans and specifications, the members were given the following information:-

On Thursday morning, July 14, Commissioner Frank R. Kelley and Associate Commissioner Daniel G. O'Connor, and Chief Engineer Daniel J. Byrne, Jr., met in the office of the Parks and Recreation Commission for the purpose of further study and discussion relating to the garage contract. During the course of the study Corporation Counsel William L. Baxter and Chief Legal Counsel William H. Kerr, accompanied by James St. Clair, attorney for Motor Park, Inc., and Mr. Edward Howard of the firm of Whitman and Howard, consulting engineers for the garage project, also called at the office.

These gentlemen had a lengthy discussion in relation to changes to be made in the lease and contract which had been suggested by the Parks and Recreation Commissioners at their meeting on July 13. These suggested changes were in connection with utility replacements and services, insurance coverage, minor changes in construction, and the furnishing of a bond, all of which will be incorporated in the final draft of the lease and construction contract. They also discussed the restoration of the surface areas which will be affected by the garage construction, and also areas to be set aside for storage of loam, building materials, etc.

It was learned at this meeting that James Ford Clapp, Jr. is the architect for the garage.

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On Thursday afternoon another informal meeting was held with the following persons present: Commissioner Frank R. Kelley, Chief Engineer Daniel J. Byrne, Jr., Attorney St. Clair, Corporation Counsel Baxter, Mr. Howard, Commissioner William Arthur Reilly of the Traffic Commission accompanied by Mr. Flannagan and Mr. Geotta, engineers from the Traffic Commission.

Discussion revolved around the traffic problems that might be encountered during the course of construction of the garage and at the time that the garage is completed.

Commissioner Reilly stated that he will present to the Commission, at its meeting to be held on July 15, a statement of his views regarding the impact on traffic of the proposed Boston Common Garage.

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At today's special meeting, July 15, Mr. Howard, consulting engineer, answered several questions put to him by members of the Commission regarding the construction of the garage, specifications on work to be done and, in general, went over all plans.

Mr. Baxter, the corporation counsel, informed the Board that because of the tremendous amount of work to be done before the lease and contract are completed, further action of the Commission would have to be deferred until at least Wednesday, July 20.

Mr. Baxter called to the attention of the Board a matter that is giving legal counsel for the city a considerable amount of trouble. That is the furnishing of a bond by Motor Park, Inc. It appears that if only a performance bond was furnished by Motor Park Inc., there is some question as to how far the responsibility of Motor Park, Inc. would go towards the completion of the work under the bond. The important matter now being worked out by the Corporation Counsel is requiring Motor Park, Inc. to furnish a completion bond in the full amount of the construction cost, this bond to be furnished before

construction starts and is to be in an approximate amount of $11,000,000. It was the opinion of the Commission and Counsel that if such a bond is furnished, the bonding company will make sure that the construction plans and financial arrangements are in good order.

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A letter from Commissioner William Arthur Reilly was then submitted to the Board, containing Mr. Reilly's opinion on the effect the construction of the garage would have on the flow of traffic in the affected areas.

The following is Commissioner Reilly's letter, which was addressed to Commissioner Frank R. Kelley:

> "After consultation with members of our Engineering staff I submit the following information in response to your inquiry regarding the impact on traffic of the proposed Boston Common Garage.
>
> "Since the last traffic study of the area of Charles, Arlington, Berkeley, Clarendon, Commonwealth Avenue, Boylston, Beacon Streets and Storrow Drive nothing has occurred which has had an adverse effect on traffic conditions.
>
> "Nothing in the present plans for the proposed garage and its entrances and exits, as now known to me, will be detrimental to traffic and as a matter of fact the present plans, if carried out, will be helpful in improving traffic conditions.
>
> "Sincerely yours,
> "Wm. Arthur Reilly
> "Commissioner".

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There being no further business before the Commission, it was voted on motion by Commissioner O'Connor and seconded by Commissioner Snowden, to adjourn until 10 a. m., Wednesday, July 20, 1955.

Secretary

July 20, 1955

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 10 o'clock a. m., for the purpose of discussing details in connection with the lease for the construction of an underground garage under Boston Common.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, Thomas J. Carty, and O. Philip Snowden; also Chief Engineer Daniel J. Byrne, Jr., and Executive Secretary Arthur J. O'Keefe, and Corporation Counsel William L. Baxter and Chief Legal Assistant William H. Kerr.

Also present on invitation of Commissioner Kelley were Mr. Henry L. Shattuck and Mr. William Stanley Parker, who wished to discuss with the Board the matters contained in their letter sent to the Commissioners under date of July 18 and certain questions contained in their memorandum of July 20, all relating to the proposed Boston Common underground garage.

Representatives of all Boston newspapers were present during the morning session of the meeting.

The first part of the meeting was concerned entirely with the matters contained in the letter and memorandum submitted by Messrs. Shattuck and Parker, which respectively read as follows:

"Henry L. Shattuck
10 Milk Street
Boston

"July 18, 1955

"Board of Parks & Recreation Commissioners,
33 Beacon Street
Boston 8, Massachusetts

Gentlemen:

The preservation of Boston Common and of the Public Garden as beauty spots, and as places of recreation is of great concern to the people of Boston. We therefore most earnestly urge you to open to public inspection for a period of not less than 10 days the lease and accompanying plans for the proposed garage under Boston Common, and for the connecting tunnel from Commonwealth Avenue through the Public Garden, and we further urge that thereafter, and before final action, you hold a public hearing.

Up to date there has been little public information on this subject, and in making this request we feel sure that we are voicing the sentiments of thousands of citizens of Boston.

Hoping to hear that this request has been favorably acted on by your Board, we are

Sincerely yours,

Henry L. Shattuck
William Stanley Parker "

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"July 20, 1955

"Memorandum of Certain Questions Relating to the Terms of the Proposed Common Garage Lease, and to the Plans of the Garage and Tunnel

1. The act authorizes "An underground garage for the parking of motor vehicles under the Boston Common, Charles Street, and the Public Gardens."

The only above-ground structures authorized are the approaches. Question - Will the garage in fact be underground or will it be a roofed-over structure partly above

ground? Question - Will there be vents above ground, and if so how many and where, of what height and other dimensions?

2. The act authorizes a garage "for the parking of motor vehicles." Nothing is said concerning concessions or auxiliary services such as refreshment stands, lubrication lifts, wash stalls, gasoline pumps, battery and ignition rooms, or any other concessions or auxiliary services.

3. Serious problems with respect to drainage and the relocation of water pipes will arise and require expert study both as to planning and cost.

4. Another serious problem is the probability that the Back Bay water table will be so changed as to seriously affect the foundations of many buildings on the surrounding made land. Possible large claims for damages should have consideration.

5. Apparently an open cut through the Public Garden is contemplated which will require the closing of most of the Garden for two years or so, and the destruction of many valuable old trees.

6. What plans, if any, have been made to avoid disturbing the Washington monument and the Public Garden pond, and the bridge over the pond?

7. Has the design of the tunnel and its approaches, including means of ventilation, received the approval of the Department of Public Works and the Transit Commission? "

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Mr. Shattuck questioned the height of the garage above the present level of Boston Common. He said the garage should be an underground garage, under Boston Common, and that the entire structure should be below the surface of the Common. He questioned whether the enabling Statute allows any concessions of any kind whatsoever,- restaurants, lubrication lift, battery room, tire room, etc., calling to attention that the Act specifically states that the garage is for motor vehicles. He also questioned whether the garage could be constructed without interfering with the water table.

Speaking of financial backing, Mr. Shattuck informed the Commission that this morning he had called the Northwestern Mutual Insurance Company, who have been mentioned as backers of this proposition,and that he was informed by them that they were interested three years ago but as of the present time they have not given the matter any further thought. He also stated that he called the Socony-Vacuum Company, the other party which has been mentioned as a financial backer, and they stated that as far as they are concerned any participation in the matter is far off.

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Mr. Parker stated it to be his opinion that the construction of the garage will interfere with the current water level at the tunnel entrance at Commonwealth Avenue and Berkeley Street. He said he is a member of the First Parish Church on Berkeley Street and that this church is erected on piles. He feels that the construction of the garage might so interfere with the water level as to cause damage to the church. He stated that the Commissioners should be in no hurry in signing the lease, that we have now been waiting nine years for the execution of the lease and at the present time we have not been informed of the names of the persons who will be back of this proposition. He believes the general public should have time to look at the plans and lease. In fact, he stated, the lease should be published in the papers so that the public will know what is being planned. He further stated that the entrances and exits on Charles Street are not satisfactory.

Commissioner Kelley informed Mr. Shattuck and Mr. Parker of the research that has been done by the commissioners in studying the lease and plans over the past week, that everything has been studied thoroughly, that the commissioners have viewed the site of the construction of the garage and that from an engineeri

viewpoint feel that the construction will be so planned as not to interfere with the use of the Common and the Garden by the public.

Mr. Kelley also stated that any questions in regard to the lease and the bond will be answered by the Corporation Counsel.

Mr. Kerr and Chief Engineer Byrne then explained certain features of the plan which had been questioned by Mr. Shattuck and Mr. Parker, relating to the protrusion of the garage and vents above the present level of Boston Common.

Mr. Parker said that he has felt, all along, that the construction of the garage is not going to be far enough below the ground. He questioned whether grass will grow even though we have peat and loam to a depth of 18 inches on top of gravel,on the roof of the garage.

Mr. Shattuck then asked Mr. Baxter if he had yet heard any of the names of the board of directors of Motor Park, Inc., that he understood Mr. Baxter was to have received them by 9:15 this morning. Mr. Baxter replied, "As yet I do not know them".

Mr. Shattuck and Mr. Parker, having concluded their business with the Commissioners, left the meeting, and after some further questions to the Commissioners and an inspection of construction plans, all members of the Boston press left the meeting.

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Commissioner Kelley this discussed with other members of the Commission the request of Messrs. Shattuck and Parker that no final action be taken on the signing of the lease and contract until the lease and accompanying plans for the proposed garage had been open to public inspection for a period of not less than ten days and until a public hearing had been held.

The Commissioner stated he believed there had been sufficient publicity given to the subject, that it had been thoroughly publicized in all the daily newspapers, that there had been public hearings both in the Legislature and the courts, and that he believed most of the people of the city were familiar with the lease and general construction idea and that there was nothing further to be gained by additional public hearings.

Mr. Kerr stated that the objections of Messrs. Shattuck and Parker could be summed up by saying that they believe the garage is not under the Common in their sense of the word, and that the entrances and exits on Charles Street are not constructed to their liking. Mr. Kerr believes the first objection could be the basis of a law suit and that the two objectors are anxious to enjoin the construction of this garage if it is not under the Common, that is, under the present level of the Common. Mr. Shattuck had asked if this garage was to be under the Common and Mr. Baxter had answered, "Substantially so, and I think the court would so hold".

The Commissioners then discussed whether "under the Common" meant under the present grade level of the Common, or whether it is still under the Common even though the roof at the entrance raises the level five to six feet in spots and even though the roof is covered with grass and shrubs. They agreed that the legal question is whether the garage should be under the present level of the Common.

Mr. Baxter suggested that a conference with engineers for Motor Park, Inc. might be advisable for the purpose of determining whether the entrance on Charles Street could be lowered so that it is definitely under the present ground level. It was agreed to request Motor Park engineers to attend the meeting today.

It was the opinion of Engineer Daniel J. Byrne and others that to change the plans of the proposed entrance, so as to put it entirely underground, might make the cost of the garage prohibitive so that it would be unprofitable for anyone to build and operate it.

Mr. Baxter stated that he believes there might be an attempt at a law suit, but he stated, "I have said it is substantially under the Common and when completed will be under the Common. The Statute does not say 'under the Common at its present grade level'. It says 'under the Common'. I think the Court would say it was under the Common".

Mr. Baxter also stated that it is his opinion that if a public hearing was held and was confined to the lease and contract, that no better suggestions could be obtained than were received by the Commission today, and that if the Commissioners are satisfied that plans and specifications follow pretty strictly the lines of the Statute and that everything has been covered so that Motor Park Inc. is in fair position to construct the garage, he believes the Commissioners could go ahead and sign today.

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Mr. Snowden then asked about Point No. 2 on the Shattuck-Parker memorandum, relating to concessions in the garage.

Mr. Baxter read the clause in the lease about licensing space for business and stated that he believes the word "garage" has a broader meaning than merely a place for the parking of motor vehicles, that a garage has certain incidentals such as the selling of gas, etc., but that it is a question that does leave the way open for legal entanglement. However, he believes the matter is covered by the clause in the proposed lease which says "such facilities and services incident thereto as may be in the public convenience".

Commissioner Kelley stated he believed the matter of concessions could be left for the present and that he was concerned with two other matters brought up by Mr. Shattuck and Mr. Parker - the grade on the Common and the entrances and exits to the garage. He said he believes the burden of any delay in signing the contract would be on the city and the Parks and Recreation Commission and that he did not want it said that the City of Boston is not willing to go ahead with construction.

The Commissioners and counsel then discussed the performance bond to be furnished by Motor Park, Inc., - whether the $11,000,000 bond is sufficient to complete the structure in case of default by the contractor. They also discussed water and sewer systems, Edison lines, etc., which are under the Common.

Commissioner Kelley again suggested that the lease and contract could be signed today, that he wished to avoid any blame being attached to the city for further delay.

Mr. O'Connor stated that he thought the Commissioners should know the names of the backers of the project, that it would not be good business to sign without knowing.

No decision was reached in the matter of signing the lease and contract.

At this point, 1:30 p. m., the meeting recessed for lunch.

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AFTERNOON SESSION

All members of the Commission convened for the afternoon session of today's meeting at 2:30 p. m. Also present were Chief Engineer Daniel J. Byrne, Jr., Corporation Counsel William L. Baxter and Chief Legal Assistant William H. Kerr.

Also present on request of the Commissioners were Mr. Edward Howard and Mr. James D. St. Clair, engineer and legal counsel respectively for Motor Park, I

In reply to a question as to whether the garage as planned is currently under the Common, Mr. St. Clair said that, as Mr. Howard had previously explained, the Common is not now what it was 50 or 100 years ago, that many changes in contour have occurred over the years. He stated that the present plans are the result of compromises reached with the predecessors in office of the present Commission four-five-six years ago, and that many conferences were held, and that under the present plans when the garage is finished, the view will be an unbroken expanse of grass and shrubbery, that one of the features is that as now designed, the finished product will be a level expanse, and that there will be a ball field far better than is there now.

Commissioner Haffenreffer asked about the different types of soil on the Common and about the technical aspects and findings on borings that were made.

Mr. Howard stated that the borings show mainly three types of soil in the garage area. On the Beacon Street end it is the same hard fill that makes up Beacon Hill. In the center portion, the Charles Street portion, it is filled lan

that it is part of the old bay, the same bay that was in the Public Garden area, and the contractors will have to pile that area. Boylston Street end shows signs of fill and Mr. Howard said he had been told by old contractors that this fill is the excavation out of the Boylston Street subway. In view of these findings, Mr. Howard said, the surface now on Boston Common is not the original surface of Boston Common at all.

Mr. Howard again stated that the present plans were developed as a result of conferences with the Park Commissioners at the time that Mr. Long was Commissioner and later, when Mr. Murphy was Commissioner, and that the plans met all the minds at that time. He said the walk that will by-pass MacArthur Mall at the garage entrance was developed at the request of the Park Department officials for the safety of the public. When asked about the grade level of this walk, Mr. Howard said it would be about seven feet above present level.

In answer to a question about the destruction of toilet facilities now existing near the ball field, Mr. Howard said the company would agree to restore these facilities equal in every way to those now existing, also to restore the ball field, parade ground and flagpole.

Commissioner Kelley then stated that Mr. Parker and Mr. Shattuck are of the opinion that if this box, or structure, shows above the ground, the garage is above the surface and that it can not be hidden without changing the present grade level.

Mr. St. Clair stated that the garage is something that will not be seen when it is all finished and that the finished job will be an improvement over the present conditions.

The Commission then discussed whether present plans for construction in the Charles Street area would in any way, at any time in the future, prevent the widening of Charles Street. Mr. Howard stated that our files will show at least three designs on how Charles Street could be widened and he is satisfied that the garage is back far enough to permit any future widening of Charles Street.

Commissioner Carty said it is his understanding that the new level at the entrance to the garage will be five feet high at its highest point. He asked why construction could not go down deeper to keep the playground at its present level.

Mr. Howard stated that the five-foot level is correct, that back from MacArthur Mall there will be a bank four to five feet high, but that considering all general features - the depth of the hole to be dug, the water problem, the type of ramp that must be put in, etc., - weighing all these different things, the engineers came up with the garage at the grade it now shows in the drawings, and he stated that the garage as now designed is the best that can be designed and that it is the best as far as the exterior of the Common is concerned.

Speaking of the Legislative Act authorizing construction of an underground garage, Mr. Howard asked if the Legislature specified that every grade of this garage must be under Boston Common. He stated that it is his belief that the Legislature left this matter to the administrative agency in charge and that they were to work this thing out for the best interests of the public. He stated that the garage will be 98.44% underground and he believes the Legislature indicated a desire to have a facility for the storage of motor cars by having a structure under Boston Common that will not be an eyesore and it is his opinion that if at some point a grade level may be changed from its present grade, the Legislature will not complain, and that all parties must look at this from a practical viewpoint.

Commissioner Kelley asked if there is anything in the Statute that says this garage must be built entirely at the present grade level.

Mr. Baxter stated that the Act does not mention grade, that it just says "under the Common", but that point is a legal question on which men can differ. Mr. Byrne and Mr. St. Clair said that the cubicle contents are for the most part underground. Mr. St. Clair said that the Legislature did not draw any plans or specifications, they simply indicated what they wanted to accomplish and that it should be done in conformance with city officials. He said that the best engineers that could be found in the city had been hired to design the best garage possible, and he stated that all concerned were satisfied.

Mr. Howard stated that he sat in at the writing of parts of the original Legislative bill and he declared that the wording "under Boston Common" was only to differentiate it from a garage on "top" of Boston Common.

Mr. Kerr stated that he was concerned about the levels and he asked how much of the top area, percentagewise, is above the present level. He said that one concept is that the garage cubicle is to be entirely under the Common and that another view is that, cubically, the substantial part of the garage should be below that level. He asked how much of the square foot area of the roof is above the level.

Mr. Howard stated that he had no computations on that line and that it would be a matter of days to obtain them.

Mr. Kerr said there are indications that an attempt will be made to get a temporary injunction to delay start of construction. Mr. St. Clair said there is always litigation but that he would like toavoid it, thatit is expensive and that he likes to keep in mind that clients' money is not to be spent recklessly.

Discussion then turned to the proposed moving of a Copper Beech tree to a new location in the Public Garden, in an effort to preserve it, also to the loss of other trees during construction, and their replacement, and also to the preservation of the Washington Monument, the Public Garden Pond and the bridge over the pond from damage. The Commission was assured that all these things are covered under the provisions of the contract.

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There was more discussion about concessions to be allowed in the garage, which had been discussed earlier in the day with the Corporation Counsel.

Mr. Kerr said that the opponents to the Common garage construed the clause in the lease "for the parking of motor vehicles" to mean that the garage may be used for that purpose only and that no concessions may be permitted. Mr. Kerr stated that he believes there is a difference between an off-street parking facility and a public garage, that the former is for the parking of motor vehicles only but that the latter must have those services incidental to a public garage.

Mr. St. Clair stated that the lease in its present form states, in substance that the structure shall be used for purposes of a public garage and such things incidental thereto for public convenience. He said that they plan to install a tramway or form of mechanical assistance and that he is not at all ashamed to argue in favor of it. He said he could not see the logic in persons coming up and objecting to things that are for the public convenience. A garage today is more than a place to park motor vehicles. There must be other incidentals for the public's convenience. When the Legislature passed the off-street parking bill, it stated the facility was to be used for the parking of cars only. In thi Statute (Common Garage) they stated it was for the purpose of a public garage. He said this is much broader in meaning, and for the record he said they do not intend to have a dress shop or such thing, but they do intend to have the world's finest garage with everything for the public convenience, and he said he would defy everybody to argue against anything for the public convenience.

Mr. Baxter, speaking of the distinction between the off-street parking statu and the Common Garage Statute, said there is a question to be determined as to the phrase "garage underground for the parking of motor vehicles".

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Mr. Shattuck came in to the afternoon session of the meeting at this point. Commissioner Kelley invited him to ask any questions.

Mr. Shattuck said he had written some suggestions about making changes in the lease so that the garage would be under the Common and not over the Common.

Then followed a discussion about the height of the roof of the garage at the entrances and exits on MacArthur Mall. Mr. Shattuck objected to a top with only about 18 inches of soil and said that grass could not be successfully grown in that depth of soil. Mr. Howard stated that "we believe definitely it is adequate"

Mr. Shattuck then said, "I assume the garage is part over the Common".

Mr. St. Clair replied that that is a legal question. He felt that the garage is under the Common within the meaning of the Statute. He also stated that the present grade of the Common is not the same as it was 50 or more years ago because some parts had been filled in and on others there had been excavation from the subway dumped there, which raised the grade above what it was originally.

Mr. Howard said that the cubicle area is all but a fraction under the ground, and Mr. Shattuck responded, "Under ground with a new level on Boston Common".

Mr. Howard said that people may differ about that, but in his opinion the garage will be below the Common.

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Mr. Shattuck then objected to the selling of refreshments in the garage, stating that a garage for motor vehicles certainly does not include selling lunches or soft drinks, and if such were to be included, why did not the Legislature include in the Statute the words "and all incidentals".

Mr. St. Clair said that all garages in the country of similar design, similar purpose and similar size include the incidentals being discussed, and he believes the Legislature had in mind that Massachusetts garages will be just as convenient for the public as those in San Francisco, Chicago and other places.

Mr. Shattuck replied that public convenience covers a multitude of sins, that maybe hard liquor would be in the public convenience.

Mr. St. Clair said that he is advocating only for what is legal in the garage and he thought the Legislature meant anything for public convenience. He thought that would include soft drink machines and the usual facilities found in a public garage. He said, "We are trying to provide an instrumentality that will be the finest of its kind in the country. There are those who oppose any kind of structure on the Common. They are entitled to their point of view. Mr. Baxter and I have spent many long hours on this lease and we certainly think it is legal. Otherwise we would not subscribe to it".

To a question by Mr. St. Clair, Mr. Shattuck replied that his objections to selling refreshments in the garage were "the cumulative effect", that it is running a large business, everything incidental to an automobile business, and that he thought it was all right on private property but that on public property it should be limited.

Mr. Kerr summed up the objections by stating, "Essentially Mr. Shattuck has in mind that the Statute omits the words 'selling services incidental thereto'".

The discussion was concluded and Mr. Shattuck left the meeting.

The remainder of the meeting was taken up by a review of all points discussed during the meeting - the bond, the grade level, the entrances and exits, drains, etc., and a revision of the lease to incorporate certain minor changes agreed upon.

It was voted that no action be taken on the signing of the lease and contract today.

It was also voted that the Commission would meet again on Wednesday, July 27, at 10 o'clock a. m.

On motion of Commissioner Carty, seconded by Commissioner O'Connor, today's meeting was adjourned at 5:15 p. m.

Secretary

July 27, 1955

A meeting of the Parks and Recreation Commission was held at the office of the Commission, 33 Beacon Street, Boston, today at 10 o'clock a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, Thomas J. Carty and O. Philip Snowden; also Chief Engineer Daniel J. Byrne, Jr., Corporation Counsel William L. Baxter and Chief Legal Assistant William H. Kerr.

Also present to discuss with the Commission the proposed Boston Common Garage lease and contract were Mr. Henry L. Shattuck, Mr. William Stanley Parker and Mr. Charles C. McCarthy.

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It was voted that the minutes of the previous meeting be accepted without reading.

Commissioner Kelley opened the discussion on the Boston Common Underground Garage Lease and Contract by inviting Mr. Shattuck to speak.

Mr. Shattuck addressed the Commission as follows:

"Mr. Chairman, we have come before you and members of the Board to present a statement which I will read:

"'July 26, 1955

" 'To the Parks and Recreation Commission
Gentlemen:

1. We believe that the proposal to build the Boston Common Garage in part above the level of Boston Common is unauthorized by the enabling act (Chapter 294 of the Acts of 1946).

2. We question the constitutionality of Chapter 654 of the Acts of 1948 which purports to exempt the garage and lease from taxation.

3. We request that the plans be amended so as to eliminate all accommodations for activities not authorized by the statute which in terms authorizes only "a garage for motor vehicles."

4. We request that provision be made to protect the city against all claims for damages incident to the building of the garage and the tunnel under the Public Garden, and especially from claims arising from change in the Back Bay water level

Should the lease and contract be signed in their present form we plan to bring legal action.

Henry L. Shattuck

William Stanley Parker

Charles C. McCarthy '"

"If you allow plans to go through, then not only lease should be altered but also plans should be altered so as to eliminate questionable concessions. Mention was made at a previous meeting that only two or three letters were received in protest. I think you have received a number of communications since then.

"One reason you did not hear from more citizens is because they thought the garage was to be underground, they did not realize the garage was over ground, did not realize the Public Garden would be closed for three or four years, did not know the trench would go right through the USO building, did not realize that all sorts of concessions were to go in there. The Back Bay Association have withdrawn their approval. The public is learning for the first time what is to be done and are very much aroused. Many have stopped me on the street, have written letters, and have telephoned me. There is tremendous interest now."

Mr. Shattuck spoke further, during the course of the meeting, stating that he believes that the lease and contract for the garage, as now drawn, do not conform to the provisions of the enabling statute, that under the statute the garage is for the parking of motor vehicles and that no concessions such as a gasoline station, tire repair shop, lubrication lift, lunchroom, etc., may be permitted under the provisions of the Act. He stated that if present plans are approved, which include a lunchroom and also facilities much larger than are necessary for emergency repairs, the city and the public are committed to a very expanded interpretation of the Act.

Mr. Kerr stated that we have been trying to revamp the specifications and that there is a very definite statement in the specifications that if there is anything in them or the accompanying plans inconsistent with the lease or construction contract, then the provisions of the lease or construction contract, as the case may be, shall prevail.

Mr. Shattuck said that the provisions of the Statute shall prevail.

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Mr. Parker than stated that he also had received telephone calls and letters from many people, all offering expressions of interest in the project, and that some persons living on Commonwealth Avenue near Berkeley Street are much concerne about the possible dropping of the water level and consequent expense. He said that, from the questions asked, the public has not the least idea of the physical aspects of the garage, that the subject has been looked upon as a dead issue for many years and that the public does not remember what was done five years ago.

Mr. Parker also stated that he had been informed by an expert traffic man that as far as he knows, the proposed Boston Common underground garage will be the largest off-street parking facility in the country and that the largest the traffic expert could remember that had been started or is now under construction provides spaces for 2500 cars, a third smaller, roughly, than the one to be constructed in Boston. Mr. Parker thought it is almost incredible that little Boston can provide a demand for the largest off-street parking facility in the country. He then talked about traffic conditions that may result in Charles Street when hundreds of cars attempt to leave the garage between 4.30 and 5 o'clock and he said that it is generally agreed off-street parking facilities should be limited to about 700 car spaces each, so as to prevent morning and evening traffic congestion. He stated that if the underground garage was constructed with a maximum of 1200 car spaces that many of the construction problems would be eliminated.

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Mr. McCarthy then addressed the Commission. He stated that besides appearing before the Commission today, and signing the statement with Mr. Parker and Mr. Shattuck, he is interested as a resident of Boston and that he now lives on Pinckney Street and has lived in that neighborhood since he was born. He said he is a member of the Executive Committee of the Boston Common Society and signed the statement on their behalf also.

Mr. McCarthy, later in the meeting, said there were two things he would like to point out in connection with what Mr. Parker had said about the possibility of traffic congestion in Charles Street which might result after the garage was built. The first is that thorough study should be given to the traffic problem and that he has heard that Charles Street is one of the most heavily traveled streets in the United States. The second is the proposed relocation of water pipes underneath the Common.

In connection with the relocation of water pipes, Mr. McCarthy said that at the original hearing before Judge Hanify, the fire authorities were called and the question was asked about the high pressure water system and the Fire and Public Works authorities thought there were many main trunk water pipes under the Common which provide the high pressure that would be required in a general conflagration; and they were asked if a relocation of these pipes would result in a hazard to the down-town district and they said they thought it would and that the question is important as to what pipes are under the Common and about their relocation.

Commissioner Kelley said that the Public Works Commissioner and his engineers are making a study of these utilities even though they approved the plans relating to them in 1950, and that a statement from the Public Works Commissioner will be forthcoming.

Commissioner Kelley also said that the Parks and Recreation Department had made a study of the possible impact on traffic in Charles Street if an underground garage is constructed, and that Motor Park, Inc. has made one and that our own Traffic Department has made one, and that he has a letter from Traffic Commissioner Reilly which states that as far as Boston traffic is concerned, the garage will have no great impact.

Mr. McCarthy then stated that the garage might have an impact of which Mr. Reilly might not be directly conscious, but that people living in the vicinity of Charles Street are conscious of, and that is that Charles Street is an emergency fire zone on account of the hospitals in the vicinity. He said it is most necessary that fire apparatus have clear access through an emergency zone and not be tied up in traffic and therefore be unable to reach the scene of a fire quickly.

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The discussion then turned to the matter of taxation.

Corporation Counsel Baxter stated, in answer to Point No. 2 on the statement regarding the constitutionality of Chapter 654 of the Acts of 1948 which purports to exempt the garage and lease from taxation, that this is a legal matter and if the court decides that the garage should not be exempt from taxation, then the lessee pays taxes. He said that the proposed lease, including the construction contract and the plans and specifications attached thereto, contain no provision for tax exemption. If the Statute cited is unconstitutional, as contended, it will simply mean that the leasehold estate acquired by Motor Park, Inc., through the lease, will be subject to taxation.

There was some discussion on tax exemption as it relates to the so-called Back Bay Yards case. Mr. Kerr stated that this case is not the same as that of a garage under the Common, for the reason that the Common is public property and as such is exempt from taxation. He said that where the Commonwealth or the City owns land, it is a simple case of title in the Commonwealth or City and therefore remains tax exempt, but that the Back Bay Yards land is privately owned and therefore is subject to taxation.

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There was a discussion about problems that may arise if, at some time in the future, it should become necessary to widen Charles Street. It was generally agreed among the members of the Commission that, from information previously given to them by the engineer for Motor Park, Inc., and from a study of the present plans, the entrance to the garage is set back far enough to permit the widening of Charles Street at any time in the future.

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Point No. 3 on the statement, relating to auxiliary services in the garage, was then brought up for discussion.

Mr. Parker stated that the Statute does not permit auxiliary services. He said the preamble of the Act which states the necessity of a garage under the Common only states the necessity of getting cars off the street, so that they will not interfere with traffic.

In answer to questions by the Commissioners, Mr. Parker said that he believes gasoline could be sold in limited amount and that a tire could be repaired. But, he said, these garage plans call for four or five wash places, a half dozen places to lift a car up and do work underneath it, that they call for a lunch room, and that it has been said the operators of the garage plan to ask for a license for the sale of liquor. He said he thought the Boston American had pointed out that over an acre of space is being devoted to repairs, washing and selling.

Commissioner Kelley said that Mr. Baxter had brought out that if certain concessions are contained in the lease, and that if the garage is only for the parking of motor vehicles, then the concessions should be taken out of the lease before it is signed.

Mr. Baxter replied that this garage Statute is entirely different from the off-street parking Statute, which confines the off-street parking facility to the parking of motor vehicles. He said the Statute we are now dealing with calls

for a garage, and a garage has certain facilities for automobiles and that he believes that the garage Statute intended to take into consideration the convenience of the public. He said that the matter of concessions should be left to the determination of the Commission. He further stated that if the Legislature had intended to confine the garage to the parking of motor vehicles they would have done so, just as they did in the off-street parking statute. He said the word "garage" implies the selling of gasoline, repairing tires, etc.

Mr. Parker said that the purpose of this garage, as he understands it, is just the same as off-street parking, - to get cars off the street.

Mr. Shattuck stated that the plans ought not commit the city to doubtful ventures within the garage. He said the Statute could easily have added "incidental thereto", but did not. The preamble said there was great necessity for getting cars off the street. That necessity is the factor which produced the legislation, not incidentals for repairing cars, providing lunches, etc.

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Discussion then turned to matters in connection with the proposed signing of the contract.

Mr. Shattuck said that although representatives of Motor Park, Inc. wanted all papers signed, they had not yet disclosed the names of the persons that the city is dealing with. He said that at least the Commission should see that the necessary votes are passed and that the necessary certificates are placed on file to show that the persons who sign the lease are the authorized officers of the corporation.

Mr. McCarthy said he believes they have not yet filed a tax form.

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Point No. 4 on the statement, relating to possible claims for damages, was now discussed.

Mr. Kerr stated that the matter of damages has been covered in the "Save Harmless" clause in the lease. He read this clause and then stated that the subject is being given a lot of study.

Mr. Shattuck stated that when you are dealing with a corporation that has no assets, and he said this corporation has no assets, you rely entirely on the bond. He said he thought a bond in the amount of two million dollars is safer on property damage.

Mr. Baxter then stated that from the time of its initial draft the lease has always contained a very broad clause requiring the lessee to hold the city harmless from all claims, and that he is taking under advisement whether anything would be gained by repeating that provision in the construction contract.

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The discussions relating to the four points on the statement having ended, Mr. Parker, Mr. Shattuck and Mr. McCarthy left the meeting.

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Discussion then turned to certain legal points which had been under question in relation to the proposed garage under Boston Common, and the advice of the Corporation Counsel was requested. In regard to these matters -

> The Commission was orally advised by the Corporation Counsel that the proposed garage, if constructed in accordance with the plans and specifications submitted, would in his opinion be within the authorization of the enabling Statute.
>
> The Corporation Counsel this day orally informed the Commission that, in its latest form, the lease required the lessee to use the premises as "a public garage for motor vehicles", it being the intent of the parties hereto that there may be such uses incidental thereto as are authorized by Ch. 294 of the Acts of 1946, as amended, but for no other purpose.

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There followed a general discussion among the Commissioners and Counsel relating to matters discussed during the morning, and at 1 p. m. the meeting was recessed to allow time for a lunch period.

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AFTERNOON SESSION

The meeting was resumed at 3:30 p. m. Present: Commissioner Frank R. Kelley and Assistant Commissioners Haffenreffer, O'Connor, Carty and Snowden; Chief Engineer Daniel J. Byrne, Jr., and Chief Legal Assistant William H. Kerr.

The matter of a public hearing with respect to a lease to Motor Park, Inc. of a portion of Boston Common for an underground garage was discussed and upon motion of Commissioner Snowden, seconded by Commissioner Haffenreffer, the Commission

> VOTED, That taking into account that the matter presently before this Commission is a highly technical one concerned with legal and engineering problems, and that the plans and specifications involved for two weeks have been, now are, and will continue to be, open to public inspection in the office of this Commission, and that all written communications pertaining to the matter, particularly those containing specific comments and suggestions, are receiving and will continue to receive minute study by the full commission, it is the sense of this Commission, at least at the present time, that the technical nature of the matter is such as not to lend itself to a public hearing of the usual kind.

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The Commissioners then discussed the plans and specifications of the proposed garage under Boston Common as they relate to the Boston Building Code and other applicable laws and building ordinances, and it was

> VOTED, That the Building Commissioner of the City of Boston be, and he hereby is, requested to examine the plans and specifications of the proposed underground garage under Boston Common and the approaches thereto, including underground passageway and the two-lane traffic tunnel and also the structure above ground, shown on the plans for said garage, passageway and tunnel, and advise the Parks and Recreation Commission as speedily as possible whether said plans and specifications are in conformity with the Boston Building Code and other applicable laws, ordinances, rules and regulations, and whether if formal application for a permit to construct said garage, approaches and other structures were filed with said Building Commissioner, he could on the basis of such plans and specifications issue a building permit.

A communication containing copy of the above vote was addressed to Commissioner Charles A. Callanan, 901 City Hall Annex, Boston, stating that his early cooperation in this matter is earnestly solicited.

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At 5:15 p. m., on motion of Commissioner O'Connor, seconded by Commissioner Carty, the meeting was adjourned.

Secretary

August 3, 1955

A meeting of the Parks and Recreation Commission was held at the office of the Commission, 33 Beacon Street, Boston, today at 11 o'clock a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor and Thomas J. Carty; also, Chief Engineer Daniel J. Byrne, Jr., Corporation Counsel William L. Baxter and Chief Legal Assistant William H. Kerr.

The minutes of the meetings of July 20 and July 27, 1955, were read by the Secretary and were approved as read.

BOSTON COMMON GARAGE

The first article of business at today's meeting was the further consideration of the proposed lease and construction contract between the City of Boston and Motor Park, Inc., relating to construction of a garage under Boston Common.

The Secretary read a letter which had been received from Henry L. Shattuck, William L. Stanley and Charles C. McCarthy, dated August 1, 1955, repeating their request for a public hearing before any lease of contract is authorized for a garage under Boston Common and a tunnel through Commonwealth Avenue and the Public Garden. The following is a copy of the letter received from Messrs. Shattuck, Stanley and McCarthy:

"August 1, 1955

"The Parks and Recreation Commission
33 Beacon Street
Boston 8, Massachusetts

"Gentlemen:

"We repeat our request for a public hearing before any lease or contract for a garage under Boston Common, and for a tunnel through Commonwealth Avenue and the Public Garden is authorized.

"Until a partial disclosure of the plans, as a result of our protest, the public did not know what irreparable damage would be done to the Common or how the use of the Public Garden would be interfered with. For the first time the public learned the following:

1. That, though the legislative act calls for an underground garage, the garage would in fact be partly over-ground.

2. That construction would be by open cut, and would result in the closing of a large part of the Public Garden and Common to public use for two or three years.

3. That the proposed passageway to Tremont Street would run across the site of the Buddies Club and the Armed Forces Club buildings, and that its construction by open cut would involve the destruction or removal of these buildings.

4. That while the expressed purpose of the legislative act is for garaging automobiles so as to get them off the streets, and for nothing more, it now appears that the plans contemplate a large number of concessions and activities not related to the relief of traffic congestion.

5. That the foundations of many valuable buildings near the proposed tunnel across the Public Garden may be seriously damaged owing to change in the water level.

"It is entirely feasible to build the garage entirely under the grade of the Common. The proposed permission to build in part above-grade will save money to Motor Park, Inc. This saving, however, does not appear to us to justify the irreparable damage to the Common which would result.

"The Garden and the Common belong to all the people of Boston. Before any step is taken to tear these public parks to pieces and deprive the public of the use and enjoyment of large areas for a period of years, and to permanently disfigure the Common, the people of Boston have a right to a hearing.

"Do they want an open trench through the heart of the Garden for a period of years, and to have the adjacent Garden land used for the operation of escavating machinery, concrete mixers, and trucking?

"How do they feel about closing the Public Garden pond during the three years allowed for construction of the garage?

"Are they willing that the playground and parade ground on the Common be turned into a mud hole for two or three years?

"Do they favor raising the level of the Common so as to permit a garage partly above ground?

"How do they feel about having an open trench across the Common from the playground to Tremont Street, and running through the recreation buildings for the Armed Services?

"Are they willing to have the Douglas MacArthur Mall disfigured and pedestrian traffic subjected to the hazard of automobile traffic at the entrances and exits of the garage?

"Do they feel the proposed garage is worth all these sacrifices?

"These are simple and nontechnical questions on which the people have a right to be heard.

"Very truly yours,

"Henry L. Shattuck
William Stanley Parker
Charles C. McCarthy

/s/ "Henry L. Shattuck "

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Letters also were read from Rosamond T. Little, Judge Haven Parker, Charles W. Eliot, Charles S. Bird, and Margaret and Paul Alles, expressing their opinions regarding construction of a garage under Boston Common.

After full discussion of the above letter from Messrs. Shattuck, Parker and McCarthy, the Commission upon motion of Commissioner Carty, seconded by Commissioner O'Connor,

VOTED, That it be, and hereby is, reaffirmed that it is the sense of this Commission, at least at the present time, that the matters pending before this Commission with respect to the lease of a portion of Boston Common to Motor Park, Inc., for a garage, with tunnel under the Public Garden, are not such as to lend themselves to a public hearing of the usual kind.

The Secretary was instructed to notify Mr. Shattuck of the action of the Commission.

Commissioner Kelley stated that replies would be sent to all persons who had written to the Commission in relation to the construction of the garage, thanking them for their interest and assuring them that the Commission would consider their requests and suggestions

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Commissioner Carty then presented to each member of the Board and legal Counsel an excerpt from a letter, dated July 25, 1955 and addressed to him from Alexander Whiteside, Esquire, stating that he (Mr. Whiteside) was not aware of the fact that construction of the garage under the Common will raise the level of the playground and other parts of the Common four or five feet and that this fact had not been presented to the Citizens Traffic Commission. Commissioner Carty stated that he had replied to Mr. Whiteside's letter.

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Among the communications read was one from Judge Haven Parker, President of the Army and Navy Service Committee, regarding the plans of the Common garage as they relate to the buildings of the corporation located on the Common. Commissioner Kelley stated that he had invited Judge Parker to the Commissioner's office on Monday, August 8, at 2:00 o'clock p. m., to discuss the matter.

Chief Engineer Byrne acquainted the Board with certain particulars regarding the rights of the Armed Service Buildings to occupy space on the Common. He stated that they are there only at the will of the Commissioners and that they have no permanent building rights whatsoever.

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Commissioner Carty referred to two statements contained in Mr. Shattuck's letter of August 1, as follows: "How do they feel about closing the Public Garden Pond during the three years allowed for the construction of the garage?", and "Are they willing that the playground and parade ground on the Common be turned into a mud hole for two or three years?".

In regard to these two questions, Mr. Kerr stated that it is understood that when construction of the garage is started the construction area will be enclosed by a fence. On the Common this would mean the area bounded by Beacon Street, Charles Street, Boylston Street and the Common proper. This would indicate that during the course of construction of the garage the parade ground would not be available for parade purposes such as conducted by the Ancient and Honorable Artillery Company and other groups which hold annual events at this location.

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Corporation Counsel Baxter reported to the Commission that because of conditions that have arisen he would be unable to have papers ready for the Commissioners' signatures at the meeting today. He stated that final reports have not been received from the Public Works Department and the Building Department regarding approval of plans as they concern these two departments. Mr. Baxter stated that he is waiting to pass opinion on certain details of the plans as submitted to him by Building Commissioner Callanan.

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Commissioner O'Connor suggested that no further action be taken until all agencies are heard from, and this was the general sentiment of the Board.

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Corporation Counsel Baxter discussed the preparation of the bond and stated that it must conform to the Statute and that the form of bond with its text is to be part of the lease and attached thereto at the time of signing.

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A full discussion was held by the Board and legal counsel relative to the completion of specifications and the manner in which they would be presented to the Board for its approval. Mr. Kerr will handle these details and will advise the Board as to the proper procedure.

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Chief Engineer Daniel J. Byrne, Jr. then informed the Board that the covering over the garage should be of sufficient depth so that grass might grow there properly. He stated that there should be a minimum of thirty inches of

loam, peat and gravel placed on top of the garage. He also pointed out to the members of the Commission that they must consider restoration of various facilities such as seats, lights, benches, irrigation lines, new field house, etc He also mentioned that no plans had been made for replacing the irrigation lines and he pointed out that the slope up to MacArthur Mall should not be above the eye level of persons walking along the Mall.

Mr. Kerr stated that these problems should be discussed with Mr. Howard, the engineer for Motor Park, Inc.

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A statement was then issued to the Press containing the vote of the Commission on Mr. Shattuck's request for a public hearing, and another statement was issued to the effect that not having received approval of the plans from the Public Works Department and the Building Department of the city, and having no information as to when such approval would be received, the Commission is not now in position to discuss further details in relation to the construction of the garage.

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LAND MATTERS

1161 Boylston Street
Charlesgate West & Ipswich Street

A letter was read to the Commission, received from Anthony Hirsh Freed, attorney for Elpanco, Inc., explaining the delay in construction of a second building at 1161 Boylston Street. The letter was placed on file.

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Transfer of Alsen Playground

A notice was received from the City Clerk containing approval of the transfer of Alsen Playground, Dorchester, from the City of Boston to the Commonwealth of Massachusetts. Approved by two readings of the City Council, July 11 and July 25, and by the Mayor on July 26, 1955.

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CONTRACTS

A contract, publicly advertised, was awarded to the low bidder, William P. Capone Corp., 25 Hillock Street, Roslindale, for "Reconstruction of Park Drive, between Brookline Avenue and Beacon Street, Boston, Massachusetts", in the sum of $23,219.50.

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An extension of time to September 1, 1955, was given to Faletra Bros., Inc., 115 Providence Street, Hyde Park, Massachusetts, for completion of contract for "Constructing a Play Area at William Gary Walsh Playground, Dorchester, Massachuse

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On motion of Commissioner Carty, seconded by Commissioner O'Connor, the meeting was adjourned at 1:40 p. m., subject to the call of the Chairman.

Secretary.

August 31, 1955

A meeting of the Board of Parks and Recreation Commissioners was held at the office of the Commission, 33 Beacon Street, today, at 11:00 o'clock a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor , Thomas J. Carty, O. Philip Snowden; also present were Daniel J. Byrne, Jr., Chief Engineer of the Parks and Recreation Department, and William L. Baxter, Corporation Counsel for the City.

The records of the previous meeting were read and approved as read.

BOSTON COMMON GARAGE

Mr. Baxter, Corporation Counsel, appeared before the Commissioners just prior to the opening of the meeting and stated that although he had nothing of a really progressive nature to report to the Commissioners in regard to garage developments, he thought it advisable to acquaint them with a few matters that have arisen since the meeting of August 3.

He stated, first, that he had heard from Mr. Bert Stanbro, resident manager of the Hotel Statler, in relation to a communication which Mr. Stanbro had received from Mr. Flotkin, a Back Bay business man, regarding the possibility of running a foot passage from the proposed underground garage to the area in the vicinity of the Hotel Statler.

Mr. Baxter further stated that because Mr. St. Clair, legal counsel for Motor Park, Inc, had been out of town for some weeks now, it was not possible to furnish the Parks and Recreation Commissioners with any more details in relation to the progress that has been made by Motor Park, Inc. towards the furnishing of a performance bond as required under the garage contract.

Mr. Baxter then informed the Commissioners that there is a possibility that the legislative bill which would set up a Public Authority for the construction of the garage may be taken from the table by the Legislature for further consideration, provided private authorities find themselves in the position where there will be considerable delay in the construction of the garage.

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The Secretary then read communications from Public Works Commissioner George G. Hyland, Building Commissioner Charles A. Callanan, and Corporation Counsel William L. Baxter.

Mr. Hyland's communications (3 in number) all dated August 5, 1955, related to certain changes that his department will require in the sewerage system and water pipes under Boston Common and the Public Garden (Blueprints GP-3R and G7, W1, W2, W3, W4, W5, and W6), and to certain recommendations in regard to the construction of the vehicular tunnel and its approaches which connect Commonwealth Avenue with the garage to be constructed under the Common.

Mr. Callanan's communication, dated August 15, 1955, was in reply to a letter from the Parks and Recreation Commission dated July 27, and stated that the plans for the garage and approaches are basically in conformance with the Boston Building Code although certain minor changes in construction were recommended, but that it is not anticipated that a construction permit would be denied if formal application is made. The letter, however, stated that regulations relating to the storage and selling of inflammable materials must be observed.

Mr. Baxter's letter was a copy of one addressed to Building Commissioner Charles A. Callanan and was dated August 12, 1955. It related to the provisions of the Boston Building Code as they apply to the construction of the proposed garage under Boston Common and also to the statute regulating the keeping, storage and sale of explosive and inflammable fluids. Mr. Baxter gave as his opinion that there must be full compliance with the provisions of the Boston Building Code and with the regulations relating to the storage and selling of inflammable materials, but that the garage permit act (St. 1913, c. 577) and the zoning law (St. 1944, c. 488) may be disregarded, these regulations being superseded by the provisions of the Boston Common Underground Garage Statute (St. 1946, c. 294).

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Boston Common Garage (Cont.)

It was unanimously agreed among the Parks and Recreation Commissioners that a letter should be drafted, addressed to the Corporation Counsel, calling to his attention that it is the opinion of the Commissioners that changes in the origina plans as recommended by the Commissioners of the Public Works and Building departments and as indicated in the reports of the Parks and Recreation Commissic should be incorporated in the specifications and contract agreement when it is finally drawn.

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Daniel J. Byrne, Jr., Chief Engineer, then informed the Commission that he had talked with Mr. Howard, of Whitman and Howard, regarding certain facilities under the control of the Parks and Recreation Department which will require some changes if and when the garage is constructed. Mr. Byrne particularly called to the attention of the Commission the changes in water and electric lines and other public utilities, also the loam depth on top of the garage, and the lowering of the eye level of the garage which might be accomplished by the garage being placed deeper in the ground than anticipated in the original plans.

Mr. Byrne stated that Mr. Howard had said he was not in a position to state just what would be the reaction of Mr. St. Clair and Motor Park, Inc., to any suggested changes made by city departments.

By unanimous vote of the Board, Mr. Byrne was instructed to prepare a report containing all the suggested changes that should be made as far as the Parks and Recreation Department is concerned, and that a copy of the report be submitted to Mr. Howard after Mr. Byrne has first submitted it to the Commission at its next meeting.

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A letter from Henry L. Shattuck, addressed to the Parks and Recreation Commission, was then read. The letter contained a request from Mr. Shattuck and his associates that before execution of the proposed Boston Common Garage lease, the lease be revised to include a specific provision that the lessee shall pay any and all lawfully assessed taxes.

It was voted that the letter be placed on file.

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Commissioner Kelley gave the Commission a report of his meeting with Judge Haven Parker on August 8, to the effect that he had informed Judge Parker that until such time as final plans for the garage have been accepted there is little that can be done in regard to the future of the USO facilities on Boston Common, and that Judge Parker had replied that he realizes the USO organization is on the Common at the will of the Parks and Recreation Commission and that it was his desire just to call to the Commission's attention the value of the great morale work that his organization is doing among all service personnel.

Commissioner Kelley said that he had stated to Judge Parker that the Commission is well aware of this fine service and he assured the Judge that if and when the garage is constructed, every consideration would be given to the situation that might face the USO at that time.

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JOYCE KILMER PARK

The Commission was informed that the court hearing on the proposed sale of Joyce Kilmer Park has been postponed from Monday, August 15, to Monday, September 19.

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BERNERS SQUARE

The Commission was informed that approval has been received from the City Council and the Mayor allowing the Park Commission to sell a certain parcel of land located in Boston to Congregation Adath Israel of Boston.

The Law Department advises that no further action be taken on this matter until the petitioners make the first advance.

We have on hand a report of the appraiser stating that a fair price on

this property is $37,000. We have an offer for the land, under date of January 25, 1955, of $26,000.

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MARY P. C. CUMMINGS ESTATE

The Commission was informed that Army Engineers have requested further right of entry on to the Mary P. C. Cummings Estate in Burlington and Woburn, for the purpose of making a survey of a particular parcel of the land on which it is contemplated to construct 12 houses for personnel employed at the government installation on the Cummings Estate.

The request had been referred by Commissioner Kelley to the Law Department.

It was voted that no action be taken at this time, pending receipt of opinion from the Law Department.

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OLD COLONY AVENUE, SOUTH BOSTON

The Commission was informed that the Public Improvement Commission intends to pass an order for the widening, relocation and construction of Old Colony Avenue, Dorchester, at the junction of Columbia Road approximately 475 feet northerly of Mount Vernon Street.

This improvement requires the taking of two parcels of land under the control of the Parks and Recreation Department, containing a total of 1999 square feet. The assent of the Parks and Recreation Commission to this taking is requested.

On motion of Commissioner Carty, seconded by Commissioner Snowden, it was voted to assent to the taking of the land by the Public Improvement Commission.

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FREEPORT STREET, DORCHESTER

The Commission was informed that notification has been received from the Commonwealth of Massachusetts, Department of Public Works, to the effect that they are to take parcels No. 4-6 containing approximately 266,819 square feet of land on Freeport Street, Dorchester, for highway purposes. This land is under the care and custody of the Parks and Recreation Department and is currently rented to Vernon L. Hart for boat yard purposes. The Public Works Department of the Commonwealth has given Mr. Hart a 30-day notice to vacate, effective September 12, 1955.

No objection was offered by the Commissioners.

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CONTRACTS

The Commission was notified that the following contracts had been awarded by this department:

Removal of Dead or Diseased Elm Trees in the City of Boston, Massachusetts. Contractor: Fred Ralston & Co., Inc., 22 Linden Street, Allston, Massachusetts. Amount, $50,000.

Reconstruct Wooden Foot Bridge over Muddy River, Back Bay Fens. Contractor: F. C. Dolan & Sons, 18 Aldworth Street, Jamaica Plain, for the lump sum price of $ 1,500.

Refreshment Privilege in the Refectory Building, Franklin Park, awarded to Mr. John Burke, 22 Myrtle Street, Jamaica Plain, for a five-year period from October 1, 1955 to September 30, 1960, at an annual rental of $ 5,000.

A lease for space in the Franklin Park Golf Building was awarded to Mr. John Burke, for a tonic vending machine, for a period of

five years from October 1, 1955 to September 30, 1960, at an annual rental of $100.

The completion date of contract for "Repairing and Painting Greenhouses, Franklin Park, West Roxbury, Massachusetts", has been extended to September 15, 1955. Contractor: Dorchester Plate & Window Glass Company.

The completion date of contract for "Constructing a Play Area at William Gary Walsh Playground, Dorchester, Massachusetts", has been extended to October 15, 1955. Contractor: Faletra Bros. Inc.

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MISCELLANEOUS

The following miscellaneous matters were called to the attention of the Commission: -

Mr. Daniel J. Byrne, Jr., Chief Engineer, has been delegated to represent this department at the annual convention of the American Institute of Park Executives in Louisville, Kentucky, from September 17 to 26, 1955.

In connection with the VFW Convention in Boston, a bean supper will be held on Boston Common Parade Ground, with the City of Boston as host, on Thursday, September 1, 1955.

The Parks and Recreation Department is sponsoring a "Gay Nineties" night and a festival for the delegates.

During convention week the Fens Stadium has been used by the various military units for drum corps exhibitions.

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The meeting was adjourned at 12.25 p. m.

Secretary

November 3, 1955.

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 10 o'clock a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Theodore C. Haffenreffer, Daniel G. O'Connor, Thomas J. Carty and O. Philip Snowden.

The minutes of the last meeting were

LAND MATTERS

Conveyance by M. D. C. The Commission voted to concur in the conveyance by the Metropolitan District Commission of a parcel of land situated on Morrissey Boulevard to John W. and Mary E. Holmes, said concurrence being required under Section 85 of Chapter 92 of the General Laws. The parcel of land is shown on Plan No. 33877.

Transfer from School Department
to Parks and Recreation Department

The Commission was informed that approval has been given by the Mayor and the City Council for the transfer of the following three parcels of land from the School Department to the Parks and Recreation Department:

1 parcel of land on Sumner Street, at corner of Lamson Street, East Boston, containing 21,000 square feet.

Robert Swan School Site, at Thetford Avenue and Evans Street, Dorchester, containing 29,879 square feet.

Quincy Street School Site, corner Stanley Street, Dorchester, containing approximately 16,413 square feet.

The Parks and Recreation Commission had voted to accept these parcels, if approved by the Mayor and City Council, on October 17, 1955.

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Legislative Bills

For the information of the Commission, the following Legislative Bills were read:

Ch. 685. An Act authorizing Housing Authorities to provide recreational and Community Facilities in Housing Projects. Approved Aug. 18, 1955.

Ch. 716. An Act Authorizing cities and towns to construct, maintain and operate outdoor artificial ice-skating rinks. Approved Aug. 24, 1955.

Ch. 731. An Act authorizing and directing the Metropolitan District Commission to construct and improve playgrounds and other recreational facilities.

Ch. 743. An Act authorizing the Metropolitan District Commission to improve the Neponset River and tributaries thereof, so as to permit reclamation of certain lands in the Neponset River Valley and flood control therein, and establishing the Neponset River Drainage and Flood Control Apportionment Board. Appr. Sept. 9, 1955.

Ch. 760. An Act providing for contributary group life, accident, hospitalization, medical and surgical insurance for persons in the service of a county, city, town or district and their dependents. Approved Sept. 10, 1955.

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CONTRACTS

The attention of the Commission was called to the following contracts which had been awarded since the last meeting on August 31, 1955. All approved by the Commissioner and the Mayor:

Repairing and Painting Park Benches, Boston Common, Boston. Contractor: F. C. Dolan & Sons, Inc. . . . . $ 9,650.00

Development of Burial Areas at Mount Hope Cemetery, West Roxbury, Massachusetts. Contractor: D. F. Frangioso & Co... 10,424.00

Construction of Laundry Addition and Alterations to Bath House, 241-245-249 Dover Street, Boston, Massachusetts. Contractor: Keystone Construction Company, ... 189,000.00

Negotiated Contracts

Cleaning Catchbasins in any Park Roadway in the City of Boston. Contractor: William J. Banfield 6,000.00

Extensions of Time on Contracts

Reconstruction of Park Drive between Brookline Avenue and Beacon Street, Boston, Mass. Contractor: William F. Capone Corp. Time extended to October 15, 1955.

Constructing a Play Area at William Gary Walsh Playground, Dorchester, Massachusetts. Contractor: Faletra Bros., Inc. Extended to November 30, 1955.

Furnishing and Installing Pumps at L Street Bath House, South Boston, Massachusetts. Contractor: J. W. Praught Co. Extended to November 1, 1955.

Constructing a New Play Area at Franklin Field, Dorchester, Massachusetts. Contractor: William P. Herlihy. Extended to November 1, 1955.

Repairing and Painting Greenhouses, Franklin Park, West Roxbury, Massachusetts. Contractor: Dorchester Plate and Window Glass Co. Extended to October 1, 1955.

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BOSTON COMMON GARAGE

The remainder of this meeting was devoted to matters relating to the Boston Common Underground Garage lease and construction contract.

Present during this part of the meeting in addition to all members of the Parks and Recreation Commission were: Public Works Commissioner George G. Hyland, Traffic Commissioner William A. Reilly, Building Commissioner Charles A. Callahan, and Corporation Counsel William L. Baxter.

Mr. Baxter discussed various phases of the lease and construction contract for the garage to be constructed under Boston Common. He informed the Commission that all details, as far as they concern the various city departments, had been straightened out. He stated that final details with regard to utilities had been worked out with the Public Works Commissioner and had his approval, and that traffic arrangements had been approved by the Traffic Commissioner, and that as far as the Building Commissioner was able to determine at the present time, the garage plans insofar as they concern his department appear to be in proper form.

Commissioner Hyland confirmed Mr. Baxter's statement that the garage plans which concern his department had received his approval. He stated that the plans for construction of the garage under Boston Common and the connecting vehicular tunnel, the changes in the water system as necessitated by said construction, and the design of the tunnel and its approaches including the means of ventilation, have all received his approval. He further stated that he believed no objection would be offered by his department to the 8½% grade of the ramps.

Commissioner Reilley of the Traffic Department stated that as far as he could ascertain, the plans as now presented did not indicate any serious traffic problem and that if there are no further changes made, his department is willing to approve the plans as currently presented.

Commissioner Callanan stated that from a survey of the plans, it would appear that they will have the approval of his department. However, final approval must await presentation of the final plans to his department for a thorough study to be made by the inspection and construction division of his department.

Mr. Baxter, discussing some of the details of the lease, stated that the Statute under which the garage is to be constructed (Ch. 294 of the Acts of 1946) does not call for a payment or performance bond but must be accompanied by a surety bond in the full amount of the contract, executed by a surety company authorized to do business in the Commonwealth of Massachusetts. Mr. Baxter further stated that the bond does not have to be put up at the time of the signing of the contract but can be placed any time within 90 days of the signing of the contract, but that definitely no construction can start until a bond has been placed. Mr. Baxter further informed the Board that Motor Park, Inc. will agree to all stipulations of the Parks and Recreation Department with regard to placing of loam, grading, etc., on the Common and Public Garden.

A general discussion was then held by the Parks and Recreation Commissioners, the Corporation Counsel, and other city department commissioners present, regarding certain details in the construction of the garage, while they were awaiting presentation of the lease and construction contract for signature.

The meeting was recessed at 12:40 p. m., to be reconvened at 2:30 p. m.

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At 2:30 p. m., the recessed meeting was reconvened with all Parks and Recreation Commissioners present. Also present were William L. Baxter, the Corporation Counsel, William F. Kerr, Chief Legal Assistant, and James D. St. Clair, attorney for Motor Park, Inc.

Mr. Kerr read to the Board certain changes that had been made in the lease as now presented over that previously submitted. He pointed out particularly that in the new lease form, on Page 4, Section 4, that the work to be done under this lease and the construction contract annexed thereto and made a part thereof shall be commenced not later than March 15, 1956 and shall be completed in every respect on or before November 2, 1958.

Mr. Kerr pointed out that on page 14 of the lease, the lessee covenants with the lessor that before commencing any work under this lease or the construction contract attached thereto and made a part thereof, but no later than February 3, 1956, the lessee shall deliver to the lessor a surety bond in favor of the lessor in a sum equal to the full amount of the construction contract, which bond shall be executed by a surety company authorized to do business in the Commonwealth of Massachusetts and having a capital and surplus of not less than Ten Million Dollars. Mr. Kerr also stated to the Commission that although it is not required by the lease or legislation, he hopes to have Motor Park, Inc. place an Eleven Million Dollar performance bond and an Eleven Million Dollar payment bond. He believes these bonds will be furnished if there is no increase in the cost of the construction of the garage. Mr. Kerr called to the Commission's attention that the construction contract is being attached to the lease and plans and made a part thereof.

On Page 3 of the construction contract, section 5, the following has been inserted: "Before commencing any work under this construction contract or under the aforesaid lease but in any event not later than February 3, 1956, Motor Park, Ind. shall deliver to the City a surety bond in favor of the City in a sum equal to the full amount of the construction contract.

Page 5, Section 7, of the construction contract reads as follows: "The work to be done under this construction contract shall be commenced no later than March 15, 1956, shall be pursued with diligence and dispatch, and shall be completed in every respect on or before November 2, 1958".

Mr. Kerr also called to the Commission's attention Section 12 on Page 7, covering payments for labor and material, and pointed out that the garage is the

construction of a private building and is not classified as a public building and that Motor Park, Inc. and all contractors and sub-contractors on the work under this construction contract shall pay for all labor performed and the furnishing of materials used.

Mr. James D. St. Clair, attorney and clerk for Motor Park, Inc., was then called in to the meeting and was asked particularly about the payment for a full-time inspector or engineer who would watch out for the city's interests. Mr. St. Clair stated that it had been agreed by Mr. Howard of the firm of Whitman & Howard, the architects, and himself, that Motor Park, Inc. will pay the salary of a full-time person assigned as an inspector or engineer by the Public Works Commissioner of the city, during the time that the utilities are under construction. Mr. St. Clair further stated that he would notify the Parks and Recreation Commission within a day or two whether or not the same arrangements could be made with regard to the assigning of a full-time inspector or engineer from the Parks and Recreation Department. Mr. St. Clair replied that any reasonable request made by the Parks and Recreation Commissioners, or other city officials, would receive the full attention of Motor Park, Inc., and that he was quite sure no reasonable request would be turned down.

Mr. Baxter and Mr. Kerr then presented the lease and construction contract to the members of the Parks and Recreation Commission and, upon motion of Commissioner Snowden, seconded by Commissioner Carty, it was unanimously

> VOTED: That this Commission execute and, upon approval of the Mayor of the City of Boston, deliver the Lease and Construction Contract, including plans and specifications attached thereto and made a part thereof, between the City of Boston and Motor Park, Inc., which were this day laid before this Commission by the Chairman, and that the Chairman be, and hereby is, authorized and directed to transmit said Lease and Construction Contract to the Mayor for his approval.

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Upon motion of Commissioner Carty, seconded by Commissioner O'Connor, the Commission unanimously

> VOTED: (1) That the Public Improvement Commission be and hereby is requested to take in the name and behalf of the City of Boston, under Chapter 294 of the Acts of 1946, as amended by Chapter 529 of the Acts of 1955, all easements, estates and rights in the portions of land constituting Commonwealth Avenue to be occupied or affected by the tunnel to be constructed under said Chapter 294 as amended. (2) That the Chairman be and he hereby is authorized and directed to transmit the foregoing request to the Public Improvement Commission and to prosecute the same before such Commission with due diligence and dispatch upon receipt from Motor Park, Inc., of written request so to do.

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Mr. James D. St. Clair, attorney and clerk of Motor Park, Inc., presented two certificates to the Parks and Recreation Commission for their approval, one listing the Directors of Motor Park, Inc., and the other stating in effect that Robert G. Lawrence is the duly elected and constituted president of the Corporation and has the authority to enter into a Lease and Construction Contract with the City of Boston for the underground garage in accordance with Chapter 294 of the Acts of 1946.

The two certificates read as follows:

Certificate

I hereby certify that I am Clerk of MOTOR PARK, INC. and that the following are now the duly qualified and elected officers and Directors of said Corporation:

DIRECTORS	Robert G. Lawrence John Fox Winthrop R. Scudder Rita E. Doten
PRESIDENT	Robert G. Lawrence

VICE-PRESIDENT — Winthrop R. Scudder

CLERK — James D. St. Clair

TREASURER — Francis W. Sullivan

Witness my hand and the seal of MOTOR PARK, INC. this third day of November 1955.

James D. St. Clair
Clerk of Motor Park, Inc.

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CERTIFICATE

I, James D. St. Clair, hereby certify that I am Clerk of MOTOR PARK, INC. and that at a meeting of Directors of said corporation, duly held on November 2, 1955, at which a quorum was present, the following vote was passed:

> VOTED: That the President be and is hereby authorized and directed to enter into a lease and construction contract with the City of Boston, Massachusetts, a municipal corporation, in accordance with Chapter 294 of the Acts of 1946, as amended, of the Commonwealth of Massachusetts, upon such terms and conditions and in such form as the President in his discretion deems proper, his execution and delivery thereof to be conclusive evidence of his determination.

I futher certify that Robert G. Lawrence is the duly elected and constituted President of said corporation.

WITNESS my hand and the seal of MOTOR PARK, INC. this 3rd day of November, 1955.

James D. St. Clair
Clerk

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On motion of Commissioner O'Connor, seconded by Commissioner Haffenreffer, it was voted that the certificates be made a part of the official record of the Commission.

After the lease and construction contract had been signed by the President of Motor Park, Inc., and the members of the Parks and Recreation Commission, the Commission voted, on motion of Commissioner Carty and seconded by Commissioner Snowden, that the meeting be adjourned to the Mayor's office.

At 5:30 p. m., the Commissioners proceeded to the Mayor's office, where the Mayor signed the lease and construction contract for the garage under Boston Common.

Present in the Mayor's office, in addition to the members of the Parks and Recreation Commission, were the following persons: Corporation Counsel William L. Baxter, Chief Legal Assistant William H. Kerr, Mr. Lawrence and Mr. Fox of Motor Park, Inc., and other officials of Motor Park, Inc.

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After the signing of the lease and construction contract at the Mayor's office, the meeting was adjourned at 6.15 p. m.

Secretary

December 1, 1955.

A meeting of the Parks and Recreation Commission was held at this office, 33 Beacon Street, today, at 11:20 a. m.

Present: Commissioner Frank R. Kelley and Associate Commissioners Daniel G. O'Connor, Thomas J. Carty, and O. Philip Snowden.

Voted, to dispense with reading of the minutes of the previous meeting.

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Building Permits. The following building permit was referred by the Building Department to the Parks and Recreation Department for approval:

147 South Huntington Avenue - Erect a retaining wall on the Jamaicaway front to provide a level playground for occupants.

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Parkman Fund.

The Commission was informed that a request had been made upon the Mayor, under date of November 15, that he ask the City Council to transfer from the income of the George F. Parkman Fund the sum of $27,000 then available, to be expended under the direction of the Park Commissioner as follows: Common and Parks in Existence on January 12, 1887, Maintenance and Improvement of, $27,000.

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Land Matters

Berners Square

The Commission discussed the proposed sale of the property at Berners Square to Congregation Adath Israel, with Mr. Slater, Mr. Morse, and Mr. Silverman being present to represent the Temple. Mr. Silverman submitted a copy of the appraisal made by a Mr. Horan, in which the price set for the property was $26,000. Commissioner Kelley then presented to the Commission the appraisal of Earl Barnard, who had been retained by the City Law Department to appraise the property, and his appraisal figure was $37,000.00.

This park property is located on Plymouth Street and Longwood Avenue and is known as Berners Square. The proposed sale has been before the Commission on other occasions. The present status is that the Legislature by special act has authorized the City of Boston to sell this parcel of land to Congregation Adath Israel of Boston, and the City Council of Boston has passed an order accepting the said Act. The Council Order was dated August 1, 1955 and was approved by the Mayor on August 2, 1955. The matter was brought before the Commissioners at today's meeting to discuss the proposed sale and to settle upon a fair price.

Mr. Silverman spoke for the Temple, stating that this property would be accepted only with the understanding that the purchasers must obtain a clear title to it. He spoke at length on the purpose to which the land would be put and he informed the Commission that the Temple intended, if they can obtain a clear title, to erect a modern school building on the premises. He stated that the Trustees of the Temple are of the opinion that in setting a price for the land, the Parks and Recreation Commission should take into consideration the intended use of the land and he requested that the price set by their appraiser, Mr. Thomas Horan, be used as a base on which the property should be valued.

The representatives of the Temple then left the meeting and the Commissioners discussed the matter at length with Atty. William A. McDermott, Assistant Corporation Counsel. It was suggested by Commissioner Carty, and was more or less accepted by the other members of the Commission, that the price of the land should be set at $31,500.00.

It was agreed that no vote on the sale price be taken at this meeting but that it be held over until the next meeting of the Commission.

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Garvey Playground - Land Taking

Chief Engineer Daniel J. Byrne, Jr., discussed with the Commission a taking by the Metropolitan District Commission of 7.6 acres of land on Garvey Playground for highway construction purposes. The taking included 5.3 acres of land and an easement in 2.3 acres.

It was decided that Commissioner Kelley and Chief Engineer Byrne will meet with Chief Engineer Fink of the Metropolitan District Commission to discuss the use to be made by the Metropolitan District Commission of the Garvey Playground land.

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Boston Common Garage

The following information was presented to the Commissioners regarding latest developments in the Boston Common Garage matter:

1. Reading of certificate from Motor Park, Inc., dated November 4, 1955, showing names of the present directors of the corporation. This certificate replaces one submitted at the meeting of November 3 showing names of directors as of that date. Following is a copy of the certificate of November 4, 1955:

Certificate

I hereby certify that I am Clerk of MOTOR PARK, INC. and that the following are now the duly qualified and elected officers and Directors of said Corporation:

Directors	Robert G. Lawrence John Fox Winthrop R. Scudder Rita E. Doten Joseph B. Ely George L. Rabb Francis W. Sullivan Leon Shelby
President	Robert G. Lawrence
Vice-President	Winthrop R. Scudder
Clerk	James D. St. Clair
Treasurer	Francis W. Sullivan

WITNESS my hand and the seal of MOTOR PARK, INC., this 4th day of November, 1955.

James D. St. Clair, Clerk of
Motor Park, Inc.

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2. Reading of certificate received under date of November 14, from Motor Park, Inc. informing us of change in name of the corporation to Boston Common Garage, Inc.

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3. Reading of notice received from the Clerk of the Superior Court, under date of November 25, stating that a suit in equity has been begun by Henry L. Shattuck and others enjoining the Parks and Recreation Commissioners from starting construction of the garage under Boston Common. Hearing on this suit is to be held December 2, at 10 a. m. The Corporation Counsel will represent the Commissioners and the city.

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Mary P. C. Cummings Estate

The Commissioners considered a request made by Attorney Henry V. Atherton for his client, for the purchase of a parcel of land on South Bedford Street in Burlington, containing 7130 square feet and an additional parcel of 1430 square feet for an easement.

There is a question whether this particular parcel of land is actually a part of the Cummings Estate now owned by the city. Therefore, on suggestion of Assistant Corporation Counsel William A. McDermott, the Commission voted to lay the matter on the table until further information can be obtained.

The Commissioners also considered the request of the United States Government for purchase of a parcel of land on the Cummings Estate now being used by the Government for a guided missile site. The Government's offer for the land is $9,145.00.

On motion of Commissioner Snowden, seconded by Commissioner Carty, it was voted that the Corporation Counsel enter into a stipulation or judgement in the amount of $9,145, in the case of United States of America vs. 51.04 acres of land more or less, situated in the Town of Burlington and the City of Woburn, being Civil Action 54-442 United States District Court for the District of Massachusetts.

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Freeport Street Land

The Commission was informed that a small parcel of land on Freeport Street approximately 230 feet by 175 feet, has been rented to Vernon L. Hart of 296 Freeport Street, Dorchester, for boat construction purposes. Mr. Hart for many years rented a much larger parcel of land on Freeport Street, formerly under control of this department but two-thirds of which has now been taken by the Commonwealth for highway construction purposes. He will pay the same rental, $160 per year, for the smaller area as he formerly paid for the larger area.

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Castle Island Refreshment Privilege

The Commission was informed that a request has been granted, made by Mrs. Mary M. Sullivan, for cancellation of the remainder of the term of her lease for the refreshment privilege at Castle Island, which runs to December 31, 1957, and that a new lease has been granted to Mrs. Sullivan for the same privilege, for a five-year term beginning January 1, 1956 and ending December 31, 1960, at the same rental as in the present lease, $1000 per year.

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Discussion Matters

Commissioner Kelley discussed the 1956 budget with other members of the Commission and explained in detail the necessity of spending a large sum of money to place park roads in satisfactory condition.

Commissioner Snowden brought up the subject of the selection of playground teachers for our summer program and referred particularly to the manner of selection during the summer of 1955. The members of the Board were of the opinion that we ought to discuss this matter in detail at the next meeting, when Mr. Patrick Ryan, Director of Recreation, will be present.

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The meeting was adjourned at 1:50 o'clock p. m.

Secretary